

2023:PHHC:062178

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

238

CRM-M-1769-2019

Date of decision: 01.05.2023

HARCHAND SINGH

...Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Rajesh Bhateja, Advocate
for the petitioner.

Mr. Madhur Sharma, AAG, Punjab.

DEEPAK MANCHANDA, J.(ORAL)

This petition had been filed for issuance of directions to respondents No. 2 and 3 to protect the life and liberty of the petitioner and his family at the hands of respondents No. 4 and 5, where without registration of any FIR, petitioner was repeatedly called to the police station and harassed and a ransom was also demanded from him.

After the issuance of notice of motion on 16/1/2019, the state was directed to file a reply and in pursuance to the same reply dated 08/11/2019 was filed and the same is taken on record.

Learned counsel for the petitioner contends that in spite of representation dated 17/12/2018 (Annexure P-1), the respondents No. 2 and 3 did not take any action against respondents No. 4 and 5.

Learned state counsel while referring to the para 11 of the said reply dated 08/11/2019 submits that the allegations levelled in the petition against the respondents No. 4 and 5, who were constables in police and

before filing of this petition no such representation alleging against respondents No. 4 and 5 was filed by the petitioner.

Learned State counsel further submits that the petitioner did not bring the actual facts before this Court and concealed factual position, whereas petitioner had been declared as a 'Hideout' in connection with cases i.e. FIR No. 51 dated 28/09/1991 under Section 25 Arms Act, Police Station Badhani Kalan, FIR No. 43 dated 17/09/1996 under Section 336 IPC, Police Station Badhani Kalan and FIR No. 28 dated 12/04/2023 under Section 13 Gambling Act, Police Station Badhani Kalan and just to maintain the law and order situation, police used to visit the residence of the petitioner as a routine matter. He again submits that this petition is of the year 2019 and since, thereafter, petitioner has not made any such complaint before the concerned Police authorities as prayed in the present petition.

I have heard learned counsel for the parties.

As apart from representation dated 17/12/2018, learned counsel for the petitioner has not produced anything on record to show in support of his contentions and prayers made in the petition and has also not disputed the submissions made by learned State counsel, which are accepted and keeping in view the same, the instant petition is disposed of as nothing remains to be adjudicated.

May 01, 2023

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(DEEPAK MANCHANDA)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No