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2023:PHHC:149853

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-W-1351-2023 in/and
CRWP-1359-2023
Date of Decision:23.11.2023**

**GURCHARAN
SINGH**

...Petitioner(s)

Vs.

**STATE OF PUNJAB
AND OTHERS**

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Ms. Arzoo Modi, Advocate for
Mr. Abdul Aziz, Advocate
for the petitioner(s).

Mr. M. S. Bajwa, DAG, Punjab.

Mr. Hitesh Verma, Advocate
for respondents No.5 to 8.

N. S. SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Articles 226/227 of the Constitution of India with a prayer to issue appropriate directions to respondents No. 2 and 3 to protect the life and liberty of the petitioner, who apprehends imminent threat at the hands of respondents No.5 to 11.

2. During the course of hearing, vide the order dated 23.03.2023, this Court had referred the matter to the Mediation and Conciliation Centre at Dhuri, District Sangrur and the parties appeared before the Centre at Dhuri on 12.04.2023. The SDJM was directed to submit a report with regard to the Mediation proceedings held between the parties. The parties appeared before SDJM, Dhuri and both the parties had stated that they would honor

the decision of the Court in the Civil matter, which was pending between the parties.

3. At this stage, learned counsel appearing on behalf of the petitioner submits that even after the said date i.e. 19.04.2023, petitioner was again attacked by the private respondents and one DDR No.404 dated 08.05.2023 was got registered by the present petitioner against the private respondents. Learned counsel for the petitioner had also referred to the MLR (Annexure P-2) dated 25.04.2023 to contend that the petitioner had suffered two simple injuries in the said assault dated 25.04.2023.

4. On the other hand, a detailed reply has been filed by State of Punjab by way of an affidavit of Deputy Superintendent of Police, Sub-division, Dhuri. Learned State counsel submits that the petitioner had already submitted various applications dated 09.10.2022, 18.10.2022 and 21.10.2022 to the Senior Police Officers and DSP, Dhuri was appointed as a Inquiry Officer in the present case. During the course of inquiry, nothing came to the light about the petitioner being surrounded, abused and threatened. Even the petitioner could not produce any witnesses to substantiate the allegations levelled by him in the complaint submitted by him to the police. Apart from that, neither the petitioner turned up to join the inquiry proceedings nor any truth had been found in the allegations mentioned in the applications submitted by the petitioner.

5. Consequently, the inquiry was ordered to be filed by SSP, Sangrur on 26.12.2022. However, learned State counsel assured the Court that every attempt shall be made to protect the life and liberty of the present petitioner. Even the petitioner is at liberty to move a representation to the higher police officers, if he apprehends any threat to his life and liberty and

appropriate and necessary action shall be taken by the police officials to ensure the protection of life and liberty of the petitioner. He has further assured the Court that the local police officers shall maintain strict vigil in the area, where the petitioner is residing.

6. On the other hand, learned counsel appearing on behalf of the respondents No.5 to 11 has also assured the Court that they will not interfere in the life of the petitioner and will not try to even contact him. Even they shall abide by the judgments passed by the Civil Courts with regard to the issues between the parties.

7. In view of the statement made by the learned counsel for the respondents, no further orders are required and the petition is accordingly disposed of.

23.11.2023
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No