

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRWP-1967-2023 (O&M)
Date of Decision:-2.3.2023

Mohan Lal ... Petitioner

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Karanjeet Singh Brar, Advocate for the petitioner.

Ms. Swati Batra, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

Learned counsel for the petitioner submits that the petitioner is complainant in FIR No.230, dated 2.10.2021 registered at Police Station Kotwali Nabha, District Patiala, under Sections 365, 379-B, 323, 120-B of Indian Penal Code and that the police somehow has been raiding his house at odd hours so as to implicate him in some false criminal case. A prayer has thus been made to issue directions to the respondents to protect his life and liberty. Another prayer has been made that the petitioner be afforded with a week's advance notice in terms of Section 160 Cr.P.C. in case he is required for any investigation.

Having heard learned counsel for the petitioner and without expressing anything as regards merits of the case or as regards averments made in the petition, the instant petition is disposed of with a direction to

respondent No.2 – Senior Superintendent of Police, Patiala, District Patiala to ensure that in case the petitioner is required to be associated with any inquiry in the capacity of a complainant or a witness, then a prior notice in terms of Section 160 Cr.P.C. be afforded to him. However, in the case the petitioner is required to be associated in the capacity of an accused, then provisions of Section 41 Cr.P.C. shall be complied with.

A copy of this order be sent to respondent No.2 – Senior Superintendent of Police, Patiala, District Patiala for necessary compliance.

2.3.2023

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No