

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CRWP 3053 of 2023

Date of Decision: 26.05.2023

Jagdish Kumar and
others

...Petitioner(s)

Vs.

State of Punjab and
others

...Respondent(s)

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

Present : Mr.Naveen Mahajan, Advocate
for the petitioners.

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

Mr. Gurditt Singh Saini, Advocate
for respondents No. 4 and 6.

Mr. Sandeep Sharma, Advocate
for respondents No. 5 and 7.

N.S.SHEKHAWAT, J. (Oral)

The petitioners have filed the present petition under Article 226 of the Constitution of India with a prayer to issue directions to respondents No. 2 and 3 to protect the lives and liberty of the petitioners and their family members as they apprehend threats at the hands of the respondents No. 4 to 7.

A short reply has been filed by way of an affidavit of Assistant Commissioner of Police, Central Amritsar, on behalf of respondents No. 1 to 3. The learned State counsel submits that one FIR No. 44 dated 27.02.2023 under Sections 302, 323, 336, 148 and 149 IPC, Sections 25, 27, 54, 59 of Arms Act, Police Station Gate Hakima, Amritsar was registered

against seven accused, namely, Pratham, Gurdeep Singh Shera and 4/5 unknown persons. During the course of investigation, Pratham and Gurdeep Singh Shera surrendered before the learned Court on 16.03.2023. However, the supplementary statement of respondent No. 7 Sukhwinder Singh was recorded on 06.05.2023 by the Investigating Officer and Vivek Kumar son of petitioner No. 1 and Karan Gill @ Pandit has also been nominated as co-accused. He further contends that Vivek Kumar son of petitioner No. 1 has also surrendered on 02.05.2023. He further contends that the petitioners are not required for the purposes of investigation. In case any evidence surfaces with regard to the involvement of any of the petitioners during the course of the investigation, a written notice shall be issued to them and the procedure, as established by the law, shall be followed by the police.

He further submits that in case any complaint is received with regard to the threat to their lives and liberty, appropriate action shall be taken in accordance with law.

In view of the assurance made by the learned State counsel, no further directions are required and the petition is accordingly disposed off.

26.05.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No