

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

CRWP-3136-2023

Date of Decision:25.05.2023

Joginder and Anr.

...Petitioners

vs.

State of Haryana and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Sukhdeep Singh, Advocate for
Mr. Parminder Singh, Advocate
for the petitioners.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

N.S.Shekhawat J. (Oral)

The petitioners have filed the instant petition under Article 226 of the Constitution of India for issuance of appropriate directions to respondents to protect the lives and liberty of the petitioners, which is under imminent threat at the hands of accused, who have been named by the petitioners in the three FIRs lodged by them.

Learned counsel for the petitioners contends that on the intervening night of 15/16.06.2022, certain persons had destroyed maize crop sown by the petitioners in their fields and caused huge loss to them. As a consequence, FIR No.272 dated 16.06.2022, under Sections 427, 447, 506, 34 IPC was lodged at Police Station Kunjpura, District Karnal. Again the petitioner was attacked by the some accused and the petitioner got another FIR No.499 dated 03.11.2022 under Sections 427, 34, 506 IPC lodged at Police Station Kunjpura, Karnal. In the meantime, the petitioners approached this Court by

way of filing two separate petitions and during the pendency of the said petitions, the accused repeated the incident and one more FIR No.572 dated 29.12.2022, under Sections 149, 447, 506, 511 IPC was lodged by the petitioner. He further contends that even after registration of three FIRs, the petitioners were being repeatedly threatened by the accused named by them in the said three FIRs.

Upon notice, a short reply by way of an affidavit of Additional Superintendent of Police, Karnal has been filed on behalf of official respondents.

Learned State counsel contends that three FIRs were lodged against the named persons on the complaints moved by the present petitioners; however, after investigation, the cancellation reports have been prepared and presented in the Competent Court by the police. Apart from that, initiation of the proceedings under Section 145 Cr. PC has been ordered in view of the land dispute between the parties. Learned State counsel has further assured the Court that every effort shall be made to ensure that there is no breach of peace in the area and in case the petitioners apprehend any threat to their lives and liberty, they are at liberty to approach the police and in case, any genuine threat is found, strict action shall be taken by the police in accordance with law.

He further contends that since cancellation reports have been presented in the abovesaid three FIRs, the petitioners are at liberty to avail their alternative remedies in accordance with law.

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

Needless to say that the petitioners are at liberty to avail their

alternative remedies in accordance with law, with regard to the cancellation reports presented by the police in the abovesaid three FIRs.

25.05.2023
hitesh

(N.S.SHEKHAWAT)
JUDGE

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