

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

**CRM-M No.47518 of 2023
Date of Decision: 20.09.2023**

Gondi Ram

...Petitioner

Versus

State of Punjab & Ors.

...Respondents

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Ms. Priya Singhi, Advocate,
for the petitioner.

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MEENAKSHI I. MEHTA, J.(ORAL)

By way of the instant petition, the petitioner has invoked the jurisdiction of this Court under Section 482 Cr.P.C for seeking the issuance of directions to the official respondents to file the Status-Report in respect of the criminal case arisen out of the FIR bearing No.85 dated 26.07.2023 registered at Police Station Koom Kalan, District Ludhiana, under Section 306 IPC and to invoke the relevant legal provisions in the said FIR and to present the Challan in the Court and he has also made an alternative prayer for handing over the investigation of the criminal case under reference to any higher police officer and has, further, prayed for directing the official respondents to protect his (petitioner's) life and liberty, while averring that he apprehends threat to the same at the hands of private respondent No.4. It has been mentioned in this petition that he (petitioner) has already moved

the representation (Annexure P-2) to respondent No.2, in this regard but no action has been taken thereupon so far.

2. Mr. Iqbal Singh Mann, learned Deputy Advocate General, Punjab, has appeared on behalf of respondents No.1 to 3 in this case in pursuance of the copies of the present petition having been sent to the respondent-State in advance and on the instructions from ASI Major Singh from the afore-mentioned Police Station, he informs the Court that the investigation is continuing in connection with the above-said FIR and after the conclusion thereof, the Challan would be presented in the competent Court, in due course of time.

3. In view of the afore-discussed submission as made by learned State counsel, learned counsel for the petitioner submits that the petitioner would move a fresh representation to respondent No.2-Commissioner of Police, Ludhiana, exclusively praying therein for the protection of his life and liberty only and she prays that the said respondent be directed to look into and take appropriate action on the same within some specific time frame and she seeks permission to partly withdraw the instant petition, at this stage, to the extent of the remaining relief as sought by the petitioner, while submitting that if there ever need be, the petitioner would avail the appropriate and efficacious remedy, as may be permissible to him under law, in respect thereof.

4. Resultantly, without commenting or expressing any opinion on the merits of the present petition, the same is, hereby, partly disposed of with a direction to respondent No.2-Commissioner of Police, Ludhiana that

in case, the petitioner moves any fresh representation to him, restricting his prayer therein to the protection of his life and liberty only, he shall look into the same and if the petitioner would be found to be genuinely deserving any such protection, then he shall take appropriate action, in accordance with law, in the given set of the facts and circumstances of the matter, preferably within the period of ten days thereafter.

5. However, as regards the remaining relief as prayed for by the petitioner in the petition in hand, it stands partly dismissed as withdrawn in terms of the above-discussed submission, as made by learned counsel for the petitioner in the Court today.

20.09.2023
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(MEENAKSHI I. MEHTA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>