

S. No.116

2023:PHHC:123456

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-M-47508 of 2023

Date of Decision:20.09.2023

Gurmit Singh

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. H.B.S. Baidwan, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

Notice of motion.

Mr. M.S. Nagra, AAG, Punjab, accepts notice on behalf of respondents.

After hearing learned counsel for the petitioner, this petition is hereby disposed of with liberty to the petitioner to avail alternative remedy in accordance with law.

Petitioner will also be at liberty to file a complaint before the concerned Magistrate. If any such complaint is made, petitioner will be at liberty to make a prayer for registration of the FIR under Section 156(3) Cr.P.C. If such prayer is not accepted and the concerned Magistrate find it appropriate, he may even call for the report under Section 202 Cr.P.C. However, Magistrate shall proceed in accordance with law after considering facts and circumstances of the case.

In the meantime, respondent No.3 – SSP, SAS Nagar, Mohali shall assess the threat perceptions to the life and liberty of the petitioners, if any and provide necessary protection to him, if so required.

September 20, 2023

(DEEPAK GUPTA)

renu

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No