

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

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CRM M-45743 of 2023

Date of Decision: July 06, 2023

Gurdev Singh

...Petitioner

Vs.

State of Punjab and others

...Respondent

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

Present : Ms. Priyanka Malik, Advocate for the petitioner.

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

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has moved the present petition under Section 482 Cr.P.C. with a prayer to direct the respondents No. 1 and 2 to protect the life and liberty of the petitioner as he apprehends imminent threat at the hands of respondents No. 3 to 10. A further apprehension has been expressed by the petitioner that he and his family members may be falsely involved in some criminal case, at the behest of respondents No. 3 to 10.

2. A detailed report by way of affidavit of the Senior Superintendent of Police, Amritsar (Rural) has been filed on behalf of respondents No. 1 and 2. The learned State counsel contends that the Senior Superintendent of Police, Amritsar (Rural) had personally examined the file of investigation of both the cases in the present case. He further contends that on the basis of the statement made by the present petitioner, one FIR No. 64 dated 17.04.2019, under Sections 307, 452, 427, 148, 149 and 506 IPC (added Section 325 IPC

on 09.05.2018), under Sections 25 and 27 of the Arms Act, Police Station Rajasansi, Amritsar Rural has been registered and a cross-version has also been registered vide DDR No. 35 dated 18.04.2019 under Sections 307, 452, 341, 427, 447, 379, 506, 148 and 149 IPC and Section 25 and 27 of the Arms Act on the basis of the statement made by the opposite party. The learned State counsel submits that in the FIR No. 64/2019, accused Gurpreet and Karnail Singh have been arrested, whereas certain more accused were absconding and were evading their arrest. Consequently, the warrants of arrest were got issued against those persons from the Court of learned Illaqa Magistrate concerned. He further contends that except the present FIR, no other FIR has been registered against the petitioner or his family members by the local police and the apprehension expressed by the petitioner is not well founded. The learned State counsel has further assured the Court that the investigations in the cases bearing FIR No. 64 dated 17.04.2019, under Sections 307, 452, 427, 148, 149 and 506 IPC (added Section 325 IPC on 09.05.2018), under Sections 25 and 27 of the Arms Act, Police Station Rajasansi, Amritsar Rural and DDR No. 35 dated 18.04.2019 under Sections 307, 452, 341, 427, 447, 379, 506, 148 and 149 IPC and Section 25 and 27 of the Arms Act have been conducted by the local police fairly and impartially. The learned State counsel has further assured the Court that in case any representation is received with regard to the threat to the life and liberty of the present

petitioner or his family members, appropriate action shall be taken, in accordance with law.

In view of the assurance given by the learned State counsel, nothing survives in the present petition and the same stands disposed off accordingly.

July 06, 2023

(N.S.SHEKHAWAT)

amit rana

JUDGE

Whether reasoned/speaking

:

Yes/No

Whether reportable

:

Yes/No