

CRWP-10858-2022

--1--

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

219

CRWP-10858-2022 (O&M)
Date of Decision: July 20, 2023

Sukhcharan Singh

.....Petitioner(s)

Vs.

State of Punjab and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Gurpal Singh Sandhu, Advocate
for the petitioner(s).

Mr. Karunesh Kaushal, AAG, Punjab.

Mr. Parambir Singh, Advocate
for respondents No.2 and 7.

Mr. Baltej Singh Sidhu, Sr. Advocate with
Mr. Divij Dutt, Advocate for respondents No.12,14, 15, 18-20, 23 to
26, 29, 31, 33, 34, 36 and 39

ANOOP CHITKARA J. (ORAL)

Counsel for the petitioner submits that the present petition has been filed wayback in November 2022 and no protection was provided to him. As now with the lapse of time, no threat perception exists. However, at this stage, he will be given liberty to approach the concerned Station House Officer, who shall provide him protection in case need so arises.

2. At this stage, counsel for the private respondents submits that wrong affidavit was filed by the petitioner and he is liable to be prosecuted under Section 340 Cr.P.C. Since there is no adjudication of the case on merits, as such this aspect is not considerable.

CRWP-10858-2022

--2--

3. Given above, the present petition is disposed of with the liberty to the petitioner to approach the concerned Superintendent of Police/SHO in case any threat perception arises in future. In case, petitioner files any representation within 15 days, the concerned Superintendent of Police, SHO, or any officer to whom such powers have been delegated or have been authorized in this regard, provide appropriate protection to the petitioner for one week from the date of his approaching. However, if the petitioner no longer requires the protection, then at his request it may be discontinued even before the expiry of one week. After that, the concerned officers shall extend the protection on day-to-day analysis of the ground realities or upon the oral or written request of the petitioner.

4. That protection is subject to the stringent condition that from the time if such protection is given, the petitioner shall not go outside the boundaries of the place of residence, except for medical necessities, to buy household necessities, and for bereavements in the families of the close relatives or close friends. This restriction saves the petitioner from apprehended risk and ensures that the protection is not flaunted.

5. **This order shall eclipse after fifteen days from today.**

6. The petition stands disposed of. All pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

July 20, 2023
sonia arora

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