

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

CRWP-10067-2023

Date of decision: 11.10.2023

GURWINDER SINGH

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Amritpal Singh Gill, Advocate for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

SANJIV BERRY, J.(ORAL)

The instant petition under Article 226 of Constitution of India, has been preferred by the petitioner seeking directions to respondents No.2 and 3 to produce the detenue Jashanpreet Kaur wife of Gurwinder Singh (petitioner).

2. Learned counsel for the petitioner submits that the petitioner along with Jashanpreet Kaur, has sought protection to the life and liberty and this Court, vide order dated 13.09.2023 (Annexure P-1), had disposed of the same with direction to respondent No.3- The Senior Superintendent of Police, District Fazilka, to consider their representation dated 10.09.2023. He submits that in the meanwhile, the private respondents had taken away Jashanpreet Kaur and qua that FIR No.0127 dated 03.10.2023 under Sections 365, 506, 148, 149 of IPC and Sections 25 and 27 of Arms Act,

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registered at P.S. Vairoke, District Fazilka (Annexure P-2) had been registered by the petitioner, but till date no action had been taken thereon. He further submits that for the purpose of the petition, the petitioner will be satisfied if appropriate directions are given to respondent No.3- The Senior Superintendent of Police, District Fazilka, to take appropriate action in an expeditious manner in this FIR after giving opportunity of hearing to the petitioner as well.

3. Notice of motion.

4. On the asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab, accepts notice on behalf of the respondent-State and submits that respondent No.3- The Senior Superintendent of Police, District Fazilka, will take appropriate legal action in the FIR in accordance with law.

5. After considering the respective submissions and the averments made in the petition, the present petition is disposed of with directions to respondent No.3- The Senior Superintendent of Police, District Fazilka, to give hearing to the petitioner and take appropriate legal action on the FIR (Annexure P-2) in an expeditious manner. The decision, so taken, be intimated to the petitioner.

6. Disposed of.

(SANJIV BERRY)
JUDGE

11.10.2023

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i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No