

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

239

CRWP-810 of 2024
Date of Decision: 24.05.2024

Rajni Devi and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Ashish Bakshi, Advocate for the petitioners.
Mr. Rubal Pawar, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Article 226/227 of the Constitution of India for issuance of a direction to respondents No.1 to 3 to protect the life and liberty of the petitioners by providing adequate protection to the petitioners and also directing the respondents No.4 and 5 not to interfere in the peaceful life of the petitioners.

In compliance of the order dated 01.05.2024, status report by way of an affidavit of Surendra Lamba, IPS, Senior Superintendent of Police, Hoshiarpur, on behalf of respondents No.1 to 3-State has been filed and the same is taken on record. A copy of the same has been supplied to learned counsel for the petitioners during the course of the day.

Relevant Paras 2 and 3 of the said status report reads as under:-

“2. That in furtherance to earlier report submitted by deponent, deponent appointed Superintendent of Police (Headquarter), Hoshiarpur, in order to conduct

departmental enquiry against ASI Paramjit Singh No.1823/HPR for not appearing before this Hon'ble Court & further failure to submit status report when called for and show cause notices were issued against ASI Avtar Singh, SI Harpal Singh, ASI Mohan Singh & SI Sewak Singh as to why departmental proceedings be not initiated for their lapse in not presenting status report regarding threat perception faced by petitioners on earlier dates of hearing, erring above referred officials submitted their respective replies, but, said replies were not satisfactory and departmental actions were initiated against ASI Avtar Singh, SI Harpal Singh, ASI Mohan Singh & SI Sewak Singh with S.P. (Headquarter), Hoshiarpur as Enquiry Officer.

3. That, Enquiry Officer submitted his enquiry report vide Memo No.1237/43/PA, dated 06.05.2024 against ASI Paramjit Singh No.1823/HPR and enquiry officer found lapses on part of ASI Paramjit Singh in performing his duty, found him liable for departmental action & guilty in departmental proceedings and on recommendation of S.P. (Headquarter), Hoshiarpur, deponent vide order No.1529-36, dated 20.05.2024 ordered/imposed penalty of stoppage of one year increment of ASI Paramjit Singh and similarly, S.P. (Headquarter), Hoshiarpur submitted his report vide Memo No.1237-43/PA, dated 07.05.2024 qua ASI Avtar Singh, S.I. Harpal Singh, ASI Mohan Singh & S.I. Sewak Singh also found lapses on part of officials in performing their duties and found them guilty and deponent on the basis of said enquiry report of enquiry officer, ordered for imposition of penalty of censure to ASI Avtar Singh, SI Harpal Singh, ASI Mohan Singh & SI Sewak Singh vide separate orders, dated 20.05.2024”.

In the light of above, this Court does not deem it necessary to keep the petition pending any further since no interference is called for at

this stage. As far as the question of protection to the petitioners are concerned, statement of Rajni Devi-petitioner No.1, Roshni Devi who is mother of petitioner No.2-Surinder Kumar and Tripta Devi-respondent No.5, mother of petitioner No.1 have already been recorded with the previous status report dated 01.05.2024, whereby, they stated that they do not apprehend any danger and they do not want any protection.

In the light of above, nothing survives in the present petition though, at this stage, learned counsel for the petitioners prays to withdraw the instant petition stating that he does not want to press the same any further.

Prayer is accepted.

Dismissed as withdrawn.

24.05.2024
D.Bansal

(SANDEEP MOUDGIL)
JUDGE

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