

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

131

CWP-3344-2024

Date of decision: 15.02.2024

KULDEEP TEWATIA ALIAS BAPPA

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Tekchand Sharma, Advocate
for the petitioner.

(Through Video Conference)

VINOD S. BHARDWAJ, J. (Oral)

A prayer has been made for seeking directions to the respondents to provide Police protection to the petitioner alleging that he is receiving threats from a Gangster namely Dev @ Devu son of Shyam Tewatia.

Learned counsel appearing on behalf of the petitioner contends that the petitioner is an active politician in District Faridabad and that he had received a threat from a Gangster Dev @ Devu son of Shyam Tewatia in relation to which an FIR No. 0797 dated 11.10.2023 was registered under Section 506 of IPC, 1860 at Police Station Sector-8, Faridabad. He contends that the petitioner apprehends threat to his life and liberty on account of initiation of proceedings against the said Gangster.

The petition has been perused. The FIR in question is only an FIR of criminal intimidation. Further, apart from a self serving

averment that the suspect Dev @ Devu son of Shyam Tewatia is a Gangster, there is nothing on record to show as to how many FIRs have been registered against the said person and as to whether his name is in Register of Gangster/Bad elements maintained by the Police under the Punjab Police Rules in the list of category of 'B'/'C' Gangster or not. Further, there is no evidence on record also to substantiate as to whether post registration of the FIR on 11.10.2023 and during the interregnum period of more than 03 months since then, any incident has taken place as would supplement the apprehension. There is also an averment by the petitioner, in the above said FIR, that his own name is endorsed as a bad character in the Police Station and that he is no more involved in illegal activities. Be that as it may, it seems that the present writ petition is pre-mature and on the basis of apprehensions nurtured by the petitioner, which such apprehensions are not substantiated by any cogent material available on record. The present writ petition is accordingly dismissed at the stage.

Dismissal of the present writ petition shall, however, not be deemed as an expression on the pending application(s) of the petitioner, if any, for the grant of Arm license which is required to be decided by the competent authority as per law.

(VINOD S. BHARDWAJ)
JUDGE

FEBRUARY 15, 2024

Vishal sharma

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