

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-1426-2024
DECIDED ON: 16.02.2024

MOHIT GUPTA ALIAS MOHIT INSAN
.....PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Vinod Kumar, Advocate for
Mr. Rishu Garg, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Article 226/227 of the Constitution of India for issuance of a writ in the nature of *mandamus* directing the respondents No.2 to 4 to protect the life and liberty of the petitioner at the hands of private respondents with a further prayer to decide the representation dated 31.01.2024 (Annexure P-4).
2. A request for an adjournment on behalf of learned counsel for the petitioner has been made on the ground that arguing counsel is down with fever.
3. However, looking at the facts of the case after having gone through the petition, wherein petitioner alleges to be staunch disciple of Saint Dr. Gurmeet Ram Rahim Singh Insan and consider him as a God Father to himself and is professing the teachings of Dr. Gurmeet Ram Rahim, who is staying in a branch of Dera Sacha Sauda, NGO at Barnava, District Uttar Pradesh, alleges to be under life threat.
4. The instant petition has been preferred seeking protection to his life and liberty as enshrined by way of a fundamental right under Articles 19(1) (a), (b),

(c) of the Constitution of India having freedom to express his opinion peacefully and lawfully in public, social media and by other means to aware the people of the country, but some of the anti-social elements related to Dera officials and Government officials do not agree with the opinion of his teachings. He has alleged that threat to eliminate him and false implication in criminal cases is writ large. He has also been argued with a petition, wherein Ravi Kumar and two others have also sought similar relief in CRM-M-7712-2023, wherein a prayer for quashing of FIR No.1023 dated 16.11.2022, under Sections 295-A, 34 of IPC, 1860 registered at Police Station Sirsa City has been made in which notice of motion was issued and investigation proceedings was ordered to be stayed.

5. However, after having perused the pleadings, details and the documents annexed therein, this Court does not find any justifiable reason to interfere in the instant petition having no cause of action arising in favour of the petitioner, who is otherwise as per admitted fact performing his activities whatsoever at one of the branches of Dera Sacha Sauda NGO at Barnava, District Uttar Pradesh, which do not fall within the territorial jurisdiction of this Court. Hence, the petition stands dismissed for want of territorial jurisdiction.

(SANDEEP MOUDGIL)
JUDGE

16.02.2024

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>