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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRWP-1950-2024
Date of decision : 21.03.2024

Vishal Soni Petitioner

versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. R.S. Athwal, Advocate
for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

PANKAJ JAIN, J. (Oral)

1. By way of present petition filed under Article 226 of the Constitution of India, petitioner is seeking issuance of directions to respondents to protect the life and liberty and provide adequate security to him and his family members from the threats issued by respondents No.4 to 6 and their accomplices.
2. Affidavit of Vatsala Gupta, IPS, Senior Superintendent of Police, District Kapurthala has been filed on behalf of respondents No.1 to 3-State. The same is taken on record. As per the same, State claims that different enquiries have been conducted into the allegations levelled by the petitioner. However, nothing worth taking action has come on record. At the same time, deponent claims as under:-

“xx xx xx

8. That however, keeping in view the allegations and for extra precautionary measures, the PCR has been deputed for the area security near the house of

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the petitioner, so that in case of any emergency, needful can be done (however, the threat perception has been found to be negative).

That further the petitioner has been provided with the important numbers of Station House Officer, Police Station Kotwali and Station House Officer, Police Station City Kapurthala, MHC Police Station Kotwali Kapurthala and Police Control room Kapurthala, so that if he faces any issue in the future, he can contact on the given numbers and his grievance will be dealt on priority basis.

That further, a fresh preventive action has been taken against Jaspreet Singh, Hari Singh and Dalbir Singh under Section 107/150 Cr.P.C, vide DDR No. 21 dated 19.04.2023.

9. That from the above said inquiry/facts and circumstances, it is clear that the present Petitioner namely Vishal Soni has no threat as per the latest threat perception evaluated by all the above said 3 quarters independently. However, still, in case of emergency, he has been provided with important numbers of the local police as stated above so that needful can be done at the appropriate time, if so required.”

3. However, Mr. Athwal counsel for the petitioner submits that the petitioner is under continuous threat as the aspirants of the land declared by the State to be allotted to SC category, are after the life of the petitioner.

4. In view thereof, respondent No.2 is directed to re-assess the threat perception and act accordingly, in accordance with law.

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5. Petition stands disposed off.

(PANKAJ JAIN)
JUDGE

21.03.2024

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No