

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

CRWP-1979-2024

DECIDED ON: 01.03.2024

INDERJIT SINGH ALIAS JUGNU

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Rishma Verma, Advocate for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The instant petition has been preferred under Article 226/227 of the Constitution of India seeking writ in the nature of mandamus for directing the respondents including the Director General of Police, Punjab, the Inspector General of Police, Punjab, Police Head Quarters, Sector 9, Chandigarh and SSP (D), District Kapurthala to provide adequate security/police personnel to safeguard and protect the life and liberty of the petitioner and his family members feeling eminent danger and threat at the hands of Khalistani and other Anti-Social elements.

It has been contended on behalf of the petitioner that he is 26 year young politician serving Shiromani Akali Dal Badal with different respectable and also played an active role in the Assembly Elections conducted during 2022. He is stated to be presently holding the charge in the PAC of the National Political Affairs Committee, Shiromani Akali Dal Badal and in addition to that has been assigned the work of Chief Spokesperson.

It is asserted on behalf of the petitioner that being Chief Spokesperson for Shiromani Akali Dal Badal and also having worked twice

as National Political Advisor to the party is known for raising voice against the extremists and violence particularly from the Khalistani extremists living in abroad. He has been quite vocal against one such fundamentalist GurPatwant Singh Pannu and Gopal Singh Chawla and other heading the Khalistani movement while sitting in other countries.

It is also pleaded by Ms. Rishma Verma, learned Advocate for the petitioner that on 03.08.2022 at 01:05 am i.e. intervening night of 02/03.08.2022, he received calls from different mobile numbers i.e. +81962834537, 33215141894, 31149775363, 81964594515 and 33646853168 on his mobile number i.e. 9779177640 from the group of Gur Patwant Singh Pannu threatening him to be exploded with bump along with his family members apart from abducting his kith and kin. Said matter is reported to the police especially SSP, Kapurthala on 05.08.2022 vide registered post which was duly received in office along with a copy to the Director General of Police, Punjab. A representation was also made on 10.08.2022 for registration of a case against Gur Patwant Singh Pannu and Gopal Singh Chawla along with their other terrorist companion, who had been threatening the petitioner but police failed to take any action in that regard which forced the petitioner to make another representation dated 01.10.2022 (Annexure P-4).

One glaring instance has been well elaborated in the petition to say that on 06.10.2022 at about 8:30 p.m. when the brother of the petitioner namely Kirpal Singh was standing in the street waiting for Talwinder Singh, who had gone to food joint to collect meals, 6 young boys came on a motorcycle armed with rods, base baseball, Datar, Kirpan in their hands and

surrounded other of them and also called upon for Jugnu, who is actually the present petitioner-Inderjit Singh @ Jugnu. Before the petitioner could respond, it is alleged that the petitioner was attacked with a Datar from which he had a narrow escape while receiving abrasions but hit on and around the right eye. In the meantime, another boy hit him with the iron rod consistently and the handle of the kirpan was hit on his chest by another person on which having failed to resist, the petitioner fell down on the floor. Assuming the petitioner to be dead, Talwinder Singh was given the same treatment wherein fortunately by that time hearing the noise people from the neighborhood gathered and the assailants fled away from the spot. On intimation to the police, the FIR was got registered on 08.10.2022 with Police Station Kapurthala but the police still having influenced from various quarters as alleged by the petitioner on political rivalries. Though the offence prima facie made out under Section 307 IPC but these provisions have not been incorporated therein. Even thereafter, the police did not provide any protection despite having such an attack which was targeted upon the petitioner but finding his brother standing in the street, the assailants did not spare them.

A chain of all representations submitted by the petitioner has further been elaborated in the petition but no heed has been paid so far as has been argued by Ms. Rishma Verma. Despite having shown this proof of threatening calls and letters directly and categorically naming the petitioner with dire consequences.

Having heard the learned counsel for the petitioner at length and considering the nature of the allegations raised in the instant petition still, it

would be preempting the stand of the State if the issuance of any direction is considered by this Court. As such, I deem it appropriate before adverting to the merits of the case and examining the genuineness of the allegations and the threat perception actually existing to the petitioner it would be appetite that the State is called upon who is well equipped with powers to examine such case as is the factual aspect involved in the petition in hand. Hence, the Director General of Police, Punjab is directed to consider the representations of the petitioner dated 01.10.2022 (Annexure P-4) and last in the sequence bearing representation No.87-CHD dated 07.02.2023, which are stated to be still pending in his office to enquire into and take appropriate action by passing a speaking order in accordance with law within a period of two weeks from the date of receipt of the certified copy of this order.

The present petition stands disposed of in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

01.03.2024
Poonam Negi

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