

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(108)

CRWP-2360-2024

Date of decision: - 20.03.2024

Abhay Singh Chautala

....Petitioner

Versus

Union of India and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Ashok Aggarwal, Senior Advocate, with
Mr. Sandeep Goyat, Advocate, and
Mr. Nilesh Bhardwaj, Advocate
for the petitioner.

Ms. Saigeeta Srivastava, Advocate,
for respondent No.1-UOI.

Ms. Palika Monga, DAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present criminal writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus or any other appropriate writ, direction or order, directing the respondents to provide adequate security cover of either Z+ or Z category round the Clock to the petitioner and his family members through a Central Security Agency, in light of the continuous threats faced by the petitioner.

2. On 18.03.2024, this Court was pleased to pass the following order: -

*“Present:- Mr. Ashok Aggarwal, Senior Advocate, with
Mr. Sandeep Goyat, Advocate,
Mr. Amit Aggarwal, Advocate, and
Mr. Nilesh Bhardwaj, Advocate
for the petitioner.*

Ms. Palika Monga, DAG, Haryana.

Learned State counsel prays for a short adjournment to get instructions in the matter.

Adjourned to 20.03.2024.”

3. In pursuance of the said order, learned State counsel has filed an affidavit of Vikrant Bhushan, IPS, Superintendent of Police, Sirsa, District Sirsa, on behalf of respondent Nos.2, to 5, 7 and 8, which is taken on record. A copy thereof has been given to the office of learned Senior counsel for the petitioner. Relevant paragraph Nos.5 to 8 of the said affidavit reads as under: -

“5. That following seven security personnel are deployed with the petitioner armed with automatic and semi-automatic weapons the details whereof are given as under:-

- 1. SI Surender Kumar, 259/JJR with AK-47.*
- 2. HC Suresh Kumar, 1021/SRS with AK-47.*
- 3. EHC Ranjeet Singh, 693/FTB with AK-47.*
- 4. CT Preet, 1412/SRS with AK-47.*
- 5. CT Ajeet Kumar, 661/FBD with AK-47.*
- 6. CT Naveen Kumar, 1266/RTK(CID) with AK-47.*
- 7. CT Jai Bhagwan, 1455/SRS with Insas Rifle.*

6. That father of the petitioner Shri Om Parkash Chautala, resides at Teja Khera Farm, Tehsil Dabwali, District Sirsa, which falls under jurisdiction of Dabwali police district. Thus, a report was sought from Superintendent of Police, Dabwali regarding security at Teja Khera Farm, Tehsil Dabwali, District Sirsa wherein it has been reported that 5 police personnel are deputed as guard duty at the Teja Khera Farm, Tehsil Dabwali, District Sirsa. Apart from this, 3 Personal security officers have been given from Dabwali police district.

7. That it is pertinent to mention that the son of petitioner namely Shri Karan Singh Chautala, Chairman, Zila Parishad has also been provided with one police personnel vide DDR No.22 dated 28.12.2023, Police Lines, Sirsa.

8. That the office of ADGP/CID Haryana vide WAN/FAX

No.32663-64/OASI/Security dated 19.03.2024 intimated that the matter regarding the security cover to the petitioner was reviewed in view of the threat perception report and it has been decided to provide Y+ security cover to him. Y+ security consist of 1-4 = Armed Static guard at residence, 02 PSOs at a time in three shifts (2×3=6) Total 5+6 = 11. As such adequate security cover has been considered and will be provided to the petitioner keeping in view the threat assessment report.”

4. Learned State counsel has submitted that in view of the Y+ security cover provided to the petitioner, the claim of the petitioner has been adequately taken care of and thus, the present criminal writ petition has been rendered infructuous.
5. Learned senior counsel for the petitioner, in view of the stand taken by the respondent-State in the above-said affidavit, more so in paragraph Nos.5 to 8, has submitted that the present criminal writ petition be disposed of as having been rendered infructuous, at this stage.
6. Keeping in view the above-said facts and circumstances, the present criminal writ petition is disposed of as having been rendered infructuous, at this stage.

March 20, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes
Whether reportable?	No