

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

221

Date of decision: 12.02.2024

CWP-17409-2019 and
CWP-6456-2019 (O&M)

SURINDER SINGH JOSHIPetitioner

VERSUS

STATE OF PUNJAB AND ANOTHERRespondents

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

Present: - Petitioner in person.

Mr. Teevar Sharma, Asst. A.G. Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. Both these writ petitions are being decided by a common order as prayer made in the both petitions are identical.
2. The petitioner prays for providing security cover to him and has also impugned the letter dated 07.07.2018, whereby the earlier security cover given to the petitioner was withdrawn.
3. Petitioner in person submits that the petitioner was authorized to take possession of 05 acres of land in Village Devi Nagar, Tehsil Derabassi, District SAS Nagar, Mohali which is allotted to the Punjab and Haryana High Court Bar Association by the Gram Panchayat, Village Devi Nagar. He contends that the residents of the village including some of the members of the Panchayat extended threats to the petitioner when he went to

take possession of the land that had been allotted by the erstwhile Gram Panchayat of Village Devi Nagar for construction of Chambers for the Advocates of the Punjab and Haryana High Court Bar Association. Therefore, security cover was initially provided but later on the same was withdrawn.

4. A short reply by way of affidavit of Paramdip Singh Sandhu, PPS, AIG, Security, Punjab has been filed as per which the representation submitted by the petitioner for grant of security cover on account of apprehension of threat was assessed by the security wing and inputs were obtained from District Headquarters. There was no specific input indicating any threat on the security of the petitioner from any terrorist/militants/gangsters outfits operating in the country or any other person. Further, a fresh assessment was also carried out on filing of the present writ petition, in accordance with the procedure laid down in the said security policy and on an objective assessment of these reports, it was revealed that there were no inputs indicating threat on the security of the petitioner. It is further stated that the Senior Superintendent of Police, SAS Nagar, Mohali has also intimated that the petitioner is not facing any specific threat from any resident of village Devi Nagar as well where the property stated to be located, as referred to by the petitioner in the present writ petition. It was however, stated that in the event where the petitioner is required to visit the land/site in Village Devi Nagar, as allocated to the Punjab and Haryana High Court Bar Association, the temporary security cover can be provided for the duration/purpose of the visit on intimation being sent to the Station House Officer, Derabassi in this regard.

5. Petitioner in person does not dispute that the possession of the aforesaid parcel of land is already in possession of the Punjab and Haryana High Court Bar Association for raising of construction.

6. Taking into consideration that a specific report has been received by the authorities from the Senior Superintendent of Police, SAS Nagar and there is no threat to the petitioner from the residents of the village and inputs having been collected from various agencies regarding threat, the present writ petition is disposed of at this juncture with the following directions:

- i) That the petitioner shall submit an intimation to the Station House Officer, Derabassi, at least 03 working days prior to his proposed visit to the site.
 - ii) On receipt of the said information, the Station House Derabassi, shall make provisions for temporary security cover to the petitioner during the said visit in terms of the averments contained in Para No.5 of the written statement filed by the AIG, Security, Punjab.
7. That in the event an advice is received by the petitioner from the concerned Station House Officer, Derabassi and that the security cover can not be provided on account of any exigent law and order duty, the petitioner shall postpone the visit of the site in question.
8. The present writ petitions are disposed of accordingly.
9. All the pending miscellaneous application(s), if any, are also disposed of.

10. A photocopy of this order be placed on the file of connected cases.

(VINOD S. BHARDWAJ)
JUDGE

FEBRUARY 12, 2024
Vishal Sharma

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No