



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

110

CRWP-4085-2024

Date of decision: 07.05.2024

Harnek Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sandeep Kumar Yadav, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondents No.2 and 3 to protect the life and liberty of the petitioner and take action on the representation dated 08.04.2024 (Annexure P-4) against respondents No.4 and 5 for falsely implicating the petitioner in criminal cases.

2. Learned counsel submits that it is a matter of record that a civil suit is pending between the parties wherein the private respondents were restrained from dispossessing the petitioners and interfering into their possession over the suit land. In support, learned counsel has drawn the attention of this Court to Annexure P-2, which is the order of the learned Civil Judge (Jr. Divn.), dated 23.03.2023. Learned counsel has further submitted that thereafter the private respondents, feeling offended, had moved couple of false complaints,

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which on enquiry were found to be meritless. Learned counsel submits that subsequent thereto, the petitioner was being threatened with dire consequences by the private respondents, in which regard a representation (Annexure P-4) had also given to respondent No.2 on 08.04.2024, however, the police had failed to come to his rescue and thus he feared for his life and liberty at the hands of the private respondents. Learned counsel submits that he would be satisfied if appropriate directions are issued to respondent No.2 to look into his representation (Annexure P-4) and take appropriate steps at the earliest in accordance with law.

3. Notice of motion.

4. On asking of the Court, Mr. Navdeep Singh, DAG, Punjab accepts notice on behalf of the official respondents.

5. In view of the restricted prayer made by learned counsel for the petitioner, the instant petition is disposed of with directions to respondent No.2-Senior Superintendent of Police, Kapurthala to look into the representation dated 08.04.2024 (Annexure P-4) and take appropriate steps, if any required, to protect the life and liberty of the petitioner, in accordance with law.

07.05.2024

Vinay

**(MANJARI NEHRU KAUL)
JUDGE**

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