



CRWP-4296-2024

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CRWP-4296-2024

Date of Decision: 13.05.2024

Kamal Phool

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Dheeraj Mahajan, Advocate for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. This is a petition under Article 226 of the Constitution of India for issuance of a direction to respondents No.2 and 3 to ensure the protection of life and liberty of the petitioner and his labour members at the hands of respondents No.4 to 12.

2. The similar petition earlier came to be filed bearing CRWP-9943-2023 which was disposed of by this Court on 05.01.2024 while passing the following order:-

“This writ petition has been filed under Article 226 of the Constitution of India directing the official respondents No.2 & 3 for protecting the life and personal liberty of the petitioner and his labour members at the hands of respondents No. 4 to 12.

In pursuance to order dated 09.10.2023, no status report has been filed, however, learned State counsel, on instructions from SI Surinder Singh submits that the petitioner and the private respondents No.4 to 12 have entered into a compromise and statement has been recorded before the Investigating Officer on



CRWP-4296-2024

-2-

19.10.2023.

Counsel for the petitioner is also not averse to controvert the aforesaid assertion made by learned State counsel. As such no action is required to be taken at the end of the investigating agency/SSP Amritsar.

However, in case, no such settlement has been arrived at, the representations (Annexure P3 & P4) made by the petitioner, which are on record along with postal receipts, shall be considered by SSP Amritsar, who shall decide the same in accordance with law.

Disposed of with aforesaid direction”.

3. Today, learned counsel for the petitioner has submitted that respondents have reconciled from the settlement and are not adhering to the same and are threatening his labour and work is suffer and on that account, approached the SHO, Police Station, Beas vide representation dated 16.04.2024 (Annexure P-7) which is on record along with postal receipts but the said police officer has not taken any action whatsoever despite there was a specific direction in the order passed by this Court on 05.01.2024 that in case the settlement arrived at is not worked out, Senior Superintendent of Police, Amritsar shall decide the same in accordance with law.

4. Learned counsel for the petitioner submits that he will be satisfied in case a direction be issued to respondent No.2 to look into the representation dated 16.04.2024 (Annexure P-7) along with earlier representation dated 03.10.2023 (Annexure P-3), within a time bound manner.

5. In view of the above, the petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Amritsar, to look into the representations dated 16.04.2024 (Annexure P-7) and 03.10.2023

(Annexure P-3) and decide the same in accordance with law within a period

