



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-4565-2024
DECIDED ON: 20.05.2024

PARDEEP SIHMAR

.....PETITIONER

VERSUS

UNION OF INDIA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Manisha Singh, Advocate for
Mr. Rahul Kumar Adia, Advocate
for the petitioner.

Mr. Satya Pal Jain, Additional Solicitor General of India with
Ms. Saigeeta Srivastava, Advocate
for respondent No.1-UOI.

Mr. B.S. Virk, Sr. DAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus seeking direction to the respondents to provide adequate security cover of either Z+ Category 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.

Mr. Satya Pal Jain, learned Solicitor General of India on instructions from under Secretary, Ministry of Home, Government of India informs the Court that it is the responsibility of the State Government to take remedial measures qua providing security cover to the petitioner in the instant petition, if any threat perception is there. He also states that the

Union of India is unnecessarily impleaded as a party to the present petition and whatever role, if any, was required i.e. by the Election Commission of India, who is directly conducting the elections and returning Officer appointed by the Election Commission of India deputed for the constituency of Hisar/Haryana has to look into it.

Reply by way of an affidavit of Mohit Handa, IPS, Superintendent of Police, Hisar has been filed on behalf of respondent No.9, which is taken on record. Relevant Para No.4 of the said reply reads as under:-

“That, based on the record collected from office of Superintendent of Police, Jind vide his office order No. 3365-66 dated 16.05.2024 has been deputed Constable Shiv Kumar No. 1067/Jind, Police Station Sadar Narwana, Jind in the security of present petitioner as a gunman. However at that time it was found that Constable Shiv Kumar No. 1067/Jind has already been deputed for VVIP duty at Gohana, Sonapat. Hence, Constable Sushil No. 1304/Jind Police Station Sadar Narwana, Jind has been deputed vide DDE No. 20 dated 17.05.2024 Police Station Narwana, Jind for security/gunman of Pardeep Sihmar Advocate. Copy of order No. 3365-66 dated 16.05.2024 is attached as ANNEXURE R-2 and copy of DDE No. 20 dated 17.05.2024 is attached as ANNEXURE R-3.”

A perusal of para No.4 of the above-said reply reveals that the security has been provided to the present petitioner by deputing Constable Sushil No.1304/Jind, Police Station Sadar Narwana, Jind.

In the light of above, learned counsel appearing for the petitioner does not want to press the instant petition and prays for

withdrawal of the same as the present petition has been rendered infructuous.

Prayer is accepted.

Dismissed as withdrawn.

20.05.2024

Poonam Negi

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No