



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRWP-5123-2024
DECIDED ON: 11.09.2024**

JYOTI LAL AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. S.P.S. Ahluwalia, Advocate
for the petitioners.
(Through Video Conferencing)

Mr. Jaspal Singh Guru, A.A.G., Punjab.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Article 226 of Constitution of India for directing the respondents No.1 to 3 to provide adequate security to the protection of life and liberty of the petitioners and also for directing the respondent No.1 and 3 to take appropriate action against the private respondent and such other persons for giving threats to the petitioners.

Affidavit of Sh. Daljinder Singh Dhillon, PPS, Senior Superintendent of Police, District Pathankot, on behalf of respondents No.1 to 3, in compliance of earlier order dated 31.08.2024 passed by this Court, has been filed, which is taken on record.

In the said affidavit, it was come on record on behalf of the deponent to the following effect:-

“7. That in compliance with the order passed by this Hon'ble Court dated 31.08.2024, the whole heartedly and extensive efforts were made by SIT to arrest the accused Arshdeep Singh Munna at the earliest.

8 That the Special Investigation team constituted on 01.09.2024 by the deponent started their investigation immediately after receiving the order of deponent's office. Thus, the DSP Sub Division City Pathankot formed 3 different raiding teams for the arrest of accused Arshdeep @ Munna S/o Vipan Kumar R/o H. No. 1 Inder Enclave near AB College, Pathankot. On the direction of DSP Sub Division City Pathankot (Head of the SIT) subordinate teams raided multiple locations of accused's relatives, friends and known persons to arrest the accused. As a result, accused Arshdeep @ Munna established a link with his maternal distant grandmother Mrs. Daljit Kaur Wife of Paramjit Singh R/o Saingarh, Police Station Division No. 2. Pathankot. That due to these aggressive steps taken by the SIT, Mrs. Daljit Kaur got surrendered the accused Arshdeep @ Munna before the Investigation officer at Police Station Mamoon on dated 04.09.2024.

9. That thereafter the accused Arshdeep Munna was formally arrested in case FIR No. 20 dated 12.02.2024 U/s 326, 324, 379-B, 411, 34 IPC PS Division No. 02 Pathankot (Mamoon Cantt.) on dated 04.09.2024. During the preliminary questioning after the arrest, he submitted one MLR No. SCG/561/BB/2024 dated 12.02.2024, whereby, injuries were stated to be inflicted with a blunt weapon upon him and he also got recorded his statement.

10. That as per law and procedure accused Arshdeep @ Munna was produced before Ilaqa Magistrate and taken on Police remand for further interrogation and investigation. After the completion of Police remand accused Arshdeep @ Munna was sent to Judicial Custody on dated 06.09.2024.

11. That it is submitted that due to the continued efforts made on the part of the local police under the supervision of the senior officers, the accused namely Arshdeep Singh @ Munna ultimately surrendered before the Investigating agency and thereafter, he has been arrested on 04.09.2024 and the needful has been done as detailed above, in accordance with law.

It is further submitted that as alleged by the petitioner no leniency was ever adopted by the police to arrest the accused for the reason i.e. father is a police officer/ASI posted at CIA Staff. Infact the investigation of the present case is going on under the supervision of the Sub-Divisional Officer and it will be assured that the further investigation is carried out strictly on merits.”

Learned counsel for the petitioners appeared through Video Conferencing mode is satisfied with the contents of the affidavit, wherein action has been stated to be taken by way of arresting Arshdeep Singh @ Munna on 04.09.2024 and Constable has also been attached to the persons for ensuring the protection to life and liberty.

Learned counsel for the petitioners, at this stage, do not want to press the instant petition any further, however, with liberty to approach the Court as and when needs too arises at any subsequent dates.

The instant petition in the aforesaid terms stands disposed of.

11.09.2024
Mani Kumar

(SANDEEP MOUDGIL)
JUDGE

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