

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-6611-2023
Date of Decision: 12.08.2024

KRISHAN KUMAR SINGLA AND ANOTHER ...Petitioner(s)
Vs.
STATE OF HARYANA AND OTHERS ...Respondent(s)

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present: Mr. Alok Mittal, Advocate
for the petitioners.

Ms. Sheenu Sura, DAG, Haryana
for respondents No.1 to 4.

Mr. Deepender Singh, Advocate
for respondent No.5.

Mr. Harsh Jain, Advocate
for respondent No.8.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioners have filed the present petition under Article 226 of the Constitution of India with a prayer to issue directions to respondents No.2 to 4 to protect the life and liberty of the present petitioners and their family members as they apprehend imminent threat at the hands of respondents No.5 to 9.
2. Learned counsel appearing on behalf of respondents No.5 and 8 submits that the petitioners have encroached upon the land adjoining a house and respondent No.5, who is managing the affairs of the colony/area had gone there to remove the encroachment only and there is no threat to the life and liberty of the petitioners. Learned counsel appearing for respondents No.5 and 8 submits that since the petitioners have encroached upon the land illegally, they shall peacefully initiate the action in accordance with law.
3. On the other hand, learned State counsel submits that the police

had received a representation from the petitioners on 08.05.2023. Another representation dated 11.05.2023 was not found in the police record. However, after receipt of the first representation dated 08.05.2023, the matter was duly investigated by the police officers and on 22.05.2023, even the statement of petitioner No.2 was recorded. She further contends that the police had already taken action against the persons, who were found to be guilty and a kalandra dated 01.06.2023 under Sections 107 and 150 Cr.P.C. (Annexure R-2) has already been presented before the Court of Executive Magistrate, SDM, Kalka.

4. In view of the submissions made by the learned counsel for respondents No.5 and 8 as well as learned State counsel, no further orders are required to be passed at this stage and the present petition is accordingly disposed off.

5. In case the petitioners are threatened by any other resident of the area, they shall be at liberty to file an appropriate application before the concerned Police Station and the police shall take necessary legal action, in accordance with law, without any delay.

6. Disposed off.

12.08.2024
M.Sikka

(N.S.SHEKHAWAT)
JUDGE

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