

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8945-2021
Date of Decision:02.04.2024

Jagmal Singh ...Petitioner

vs.

State of Punjab and Others ...Respondents

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : None for the petitioner.

Mr. Deepinder Brar, Sr.DAG, Punjab.

Mr. Shivender Pal, Advocate
for respondent No.4.

N.S.Shekhawat J. (Oral)

1. The case has been taken up twice today, but there is no representation on behalf of the petitioner.
2. The petitioner has filed the present petition under Article 226 of the Constitution of India with a prayer to provide police protection to protect the life,liberty and property of the petitioner.
3. It has been submitted in the petition that the respondent No.4 is a criminal and had attacked the petitioner. The petitioner had got registered one FIR No. 33 dated 28.02.2021 under Sections 295-A, 451,506,323,452 of IPC and 25/27 of Arms Act and under Section 3 of SC/ST Act against respondnet No.4. Even after lodging the FIR the private respondents frequently opened fire in front of the house of the petitioner and reliance has been placed on the CCTV footage dated 11.08.2021 (Annexure P-2). It has been further stated in the

petition that on 09.08.2021, the private respondents had again put a motorcycle of friend of the petitioner on fire and the petitioner had lodged one FIR No. 182 dated 12.08.2021, Police Station Gharinda, under Sections 336,506,427,34 of IPC and 25/27 of Arms Act against respondent No.4 and his associates namely Mandip Kaur and Abhayjot Singh. It has been further submitted that the respondent No.4 was involved in other criminal cases as well and they had been continuously issuing threats to cause harm to the petitioner and to implicate him in a false case.

4. A status report by way of an affidavit of Deputy Superintendent of Police, Attari, Amritsar Rural has been filed on behalf of respondent- State and the same is taken on record.

5. Learned State counsel submits that on the basis of the complaint submitted by the petitioner one FIR No. 33 dated 28.02.2021 under Sections 295-A, 451,506,323,452 of IPC and 25/27 of Arms Act and under Section 3 of SC/ST Act has been registered against the respondent No.4. He further contends that the one more FIR No. 182 dated 12.08.2021, Police Station Gharinda under Sections 336,506,427,34 of IPC and 25/27 of Arms Act has been registered on the basis of the statement made by the petitioner against respondent No.4 and others. He further contends that during the course of investigation, in FIR No.182/2021, respondent No.6, who is aged about 14 years has been found innocent and necessary legal action being taken up against respondents No.4 and 5. He further contends that the present petitioner namely Jagmal Singh and Jagtar Singh, respondent No.4 are neighbours and are fighting over a place of worship, which is established by the petitioner at his house. He further contends that keeping in view the apprehension of breach of peace, SHO Police Station

Gharinda, Amritsar has deputed patrolling parties of Police Station Gharinda, Amritsar as well as patrolling parties of Rural Rapid Response Team and every effort is being made to ensure that peace is maintained in the area. Learned State counsel further submits that after the month of August 2021, no untoward incident has been reported either by the petitioner or by the private respondents. Learned State counsel has further assured the Court that in case, any complaint is received from the petitioner with regard to the threat to his life and liberty, appropriate and necessary action shall be taken in accordance with law.

6. In view of the statement made by learned State counsel, no further directions are required and the petition stands disposed off, accordingly.

02.04.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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