

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

222

CRWP-7026-2024
Date of decision: 23.08.2024

AMAN VERMA
....Petitioner

Versus

THE STATE OF PUNJAB AND ORS
...Respondents

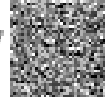
CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Ms. Ruby Kaur, Advocate for
Mr. G.S. Chanota, Advocate
for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, under Article 226, read with Article 21 of the of the Constitution of India, seeking a writ of mandamus, for directing the official respondents to protect the life and liberty of the petitioner, at the hands of respondents No.5 to 8, in case arising out of FIR No.121 dated 30.05.2024, under Sections 323, 324, 341, 326, 307 and 506 of IPC, registered at Police Station Tanda, District Hoshiapur.
2. Short reply by way of affidavit dated 22.08.2024, of Sh. Davinder Singh, PPS, Deputy Superintendent of Police, Sub-Division Tanda, District Hoshiapur has been filed on behalf of respondent-State. The same is taken on record. Copy of the same has been supplied to the opposite counsel.



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3. A perusal of the reply (supra), reveals that petitioner has lodged one FIR No.121 dated 30.05.2024, under Sections 323, 324, 341, 326, 307 and 506 of the IPC, registered at Police Station Tanda, District Hoshiarpur, against respondent No.5.

4. During the pendency of the present petition, respondent No.5 was arrested on 29.07.2024, and as per the confessional statement of respondent No.5, Kirch (small kirpan), was recovered from him, and the same was taken into police possession.

5. The petitioner before filing the instant petition, has also submitted a detailed application for the same cause of action to the Senior Superintendent of Police, Hoshiapur on 04.07.2024, and an inquiry was conducted, wherein, respondents No.6 to 8, got recorded their statements, to the effect that they are not pressurizing the petitioner to compromise the matter. Further the competent authority i.e. Station House officer, Police Station Tanda, District Hoshiarpur, instructed the Police official, and also the Police of PCR to a keep vigil at the house of the petitioner to avoid any untoward incident.

6. Since the accused/respondent No.5, who has caused injury to the present petitioner has already been arrested, and there are specific directions to the concerned Police official, to keep a vigil at the house of the petitioner, and also in view of the specific reply of the learned State counsel, no further order is required to be passed in the instant petition, at this stage.

7. It is expected from the concerned authority(s), that adequate measure be taken to protect the life and liberty of the petitioner.

8. However, in case the petitioner has any threat perception, in future,

he can approach the Senior Superintendent of Police concerned, and in case the petitioner approaches the Senior Superintendent of Police concerned, the latter shall take appropriate action in accordance with law.

9. The instant petition is **disposed** of accordingly.

23.08.2024
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No