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IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.

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CWP-17649-2024 (O&M).
Date of Decision: 30.07.2024.

BALRAJ SINGH

... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Gulrej Khan, Advocate,
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the present writ petition is for directing the respondents No.2 to 4 to enhance the security of the petitioner who claims that he is an important witness in the matter against Sant Ram Rahim and his followers in relation to the incident of Be-adbi Kand that took place in the area of Bargari.

Learned counsel appearing for the petitioner contends that on the request of the office of respondent No.2 i.e. the Additional Director

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General of Police, Security Department of Punjab Police, Punjab, petitioner was provided the security in the year 2021 with 2 armed police men (one on duty at one time) with him. He contends that the said security is not sufficient to the petitioner especially when the accused persons in the matter have already been provided with a heavy and thick layer of security. He submits that the petitioner had submitted a representation with respondent No.2 for enhancement of security and that after an enquiry, an order was passed directing respondent No.4 i.e. the Senior Superintendent of Police, Faridkot, to provide the area security (as an extension) to the petitioner and his family. A subsequent reminder/representation dated 20.04.2024 was also submitted by the petitioner to provide the withdrawn gunman from his security and to consider his plea of extension of security, however, no decision has been taken thereupon.

Learned counsel for the petitioner was called upon to refer to any material on the basis whereof it can be prima facie opined that there is a real and existing threat to the life and liberty of the petitioner and members of his family (other than merely an apprehension of threat by the accused), however, he could not refer to any material available on record. Besides, the representations that are submitted do not make any reference to any untoward incident that may have occurred against the petitioner so as to give rise to a valid apprehension in the mind of the petitioner.

I find that the present writ petition has been filed only on the basis of an apprehension and not on the basis of any real cause. There is no reason for issuing directions for enhancement of the security that had

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already been ordered by the competent authority after conducting enquiry and evaluation of the material inputs that were to the knowledge of the competent authority.

The present writ petition is accordingly dismissed.

July 30, 2024
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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