



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

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**CRWP-8001-2024 (O&M)
Date of decision: 18.11.2024**

Jasbir Singh Lotey**...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Gaurav Datta, Advocate
for the petitioner.

Ms. Ramta Chowdhary, DAG, Punjab.

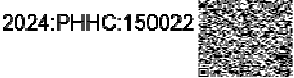
Mr. Rahul Bhargava, Advocate
for respondent No. 5.

MANISHA BATRA, J. (Oral)

1. The present petition has been filed under Article 226 of the Constitution of India read with Section 528 of BNSS, 2023 seeking issuance of direction to respondent No. 2 to protect the life and liberty of the petitioner from the hands of respondents No. 3 to 5 as well as for producing the CCTV footage of the Badali Alla Singh Police Station and nearby area from where the present petitioner was abducted.

2. At the very outset, learned counsel for the petitioner has submitted that he does not wish to press the instant petition qua his second prayer regarding production of CCTV footage of aforesaid police station.

3. Short reply has been filed by the respondent-State. It is submitted therein and learned State counsel has argued that an FIR bearing No. 71 dated 11.04.2023 was registered under Section 406 of IPC at Police Station Mandi Gobindgarh at the instance of respondent No. 5-Harpreet Singh with the allegations that had given his car to the petitioner in good faith for temporary



use but he did not return the same as promised. It is further submitted that during the course of investigation, it was found that respondent No. 5 had regularly been paying the installments qua the loan taken for purchasing the said car, reinforcing his ownership claim ovedr the said car. Investigation in the said FIR has since been completed and *challan* has been presented before the Court on 18.12.2023 and the trial is going on. The petitioner had filed an application before the learned trial Court seeking release of the said car on *superdari*. The said application was opposed by respondent No. 5 and vide order dated 05.08.2023, the same was dismissed by the learned trial Court. It is further submitted that the allegations levelled by the petitioner against the police officials are baseless and false. Rather, he had tried to take possession of car of respondent No. 5 by way of unlawful means. The investigation in the aforesaid FIR has been conducted by the police officials in an impartial and proper manner in accordance with law. Apart from the aforesaid FIR, the petitioner is involved in one more FIR bearing No. 118 dated 26.06.2024, registered under Sections 385, 386, 506, 465, 467, 468 and 201 of IPC at Police Station Mandi Gobindgarh. Learned State counsel has further submitted that the claim of the petitioner regarding threat to his life and liberty is baseless and is only a pressure tactics.

4. Learned counsel for the petitioner could not dispute the factual position.
5. In view of the above, the present petition is disposed of as no further orders are called for in the matter.

18.11.2024
Waseem Ansari

(MANISHA BATRA)
JUDGE