

2024:PHHC:106338



234 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COC-3052-2023
Decided on:-14.08.2024

Baba Dharam NathPetitioner..

VS.

Smt. Astha Modi, SP, Fatehabad ...Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Kuldeep Singh Siwach, Advocate for the petitioner.

Mr. Amit Aggarwal, DAG, Haryana.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India, prayer has been made for initiation of contempt proceedings against the respondents on account of alleged non-compliance of order dated 13.02.2023 passed by this Court in CRM-M-7394-2023. The operative part thereof is extracted hereunder:-

“Having heard learned counsel for the parties, this petition is disposed of with a direction to respondent No.2-Superintendent of Police, Fatehabad to look into the representations 10.09.2022, 13.09.2022 and 30.01.2023 (Annexures P-5 to P-7) of the petitioner and take appropriate action in accordance with law.”

2. In response to the notice issued by this Court, reply by way of affidavit of Ms. Astha Modi (IPS), Superintendent of Police, Fatehabad-

respondent filed in the registry is taken on record.

3. Perusal of aforesaid reply shows that the compliance of order dated 13.02.2023 passed in CRM-M-7394-2023 has been made, however, learned counsel for the petitioner submits that there is still threat to the life & liberty of the petitioner and he be provided security and for the said purpose, the petitioner is even ready to deposit the cost of security personnel to be deputed by the respondent along with him before the Superintendent of Police, Fatehabad.

4. In response, learned counsel representing respondent submits that the petitioner may submit a representation to the respondent, which shall be considered at the earliest.

5. In view of the above, the present petition is disposed of with the direction to the respondent to consider and decide the representation, which shall be moved at the instance of petitioner with in two weeks. Let the needful be done within two weeks thereafter and in case the merit is found in the threat perception, security personnel be provided on deposit of cost.

14.08.2024

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(HARKESH MANUJA)
JUDGE

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