

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

**CRWP-9925-2023
Date of Decision:15.02.2024**

Balvir Singh and others ...Petitioners

Vs.

State of Punjab and others ...Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : None for the petitioners.

Mr. Japjot Singh, AAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

The petitioners have filed the present Criminal Writ Petition under Article 226 of the Constitution of India with a prayer to issue appropriate directions to the official respondents to protect the life and liberty of the petitioners as well as their minor children as they apprehend eminent threat at the hands of respondents No.4 to 9 and their accomplices.

Pursuant to the notice, a status report by way of an affidavit of Assistant Commissioner of Police, Licensing and Security, Ludhiana has been filed on behalf of the respondents No.1 and 2 and the same is taken on record.

The following averments made in para No.3 of the status report filed by the learned State counsel read as under:-

“That in compliance to the above noted order of this Hon'ble Court, it is respectfully submitted that on the same allegations, petitioner no. 1 had also moved a Representation Annexure P-1 bearing PGD No. 235121 dated 22.09.2023. Enquiry on the said representation of petitioner no.1 was conducted by the Incharge, P.P. Mattewara (P.S. Meharban), Ludhiana during which various persons of the Village as well as petitioner no.1 and the private respondents were joined in the enquiry and their statements were recorded and various documents were compiled. Ultimately it was revealed that neither petitioner no. 1 was chased by respondent no. 4- Daljit

Singh as alleged by the petitioners nor any pistol was pointed out at petitioner no.1 by respondent no.4 or any member of his family. In his said representation as well as in the present petition, the petitioners have also prayed to confiscate the firearm from the private respondents and to cancel their arms license. However, when the relevant record of the office of Commissioner of Police was checked by the said Incharge, then it was found that neither respondent no.4 nor any member of his family has any firearms license.

It was further revealed that there is longstanding dispute between the petitioners and the private respondents owing to a common Wakf Board place and various criminal complaints and peace keeping proceedings u/s 107, 150, 151 Cr.P.C were also launched against both the parties on the complaints of each other. It was further revealed that now respondent no.4 had given a Complaint dated 04.09.2023 against petitioner no.1 with the DDPO for illegally parking his tractor trolley in the street and thereby blocking the passage by petitioner no.1 and due to this grudge, petitioner no.1 has moved the said Representation Annexure P-1 by levelling false allegations of pointing out pistol and threatening him.

However, as there is longstanding enmity between the parties and considering the apprehension of danger by petitioner no.1, therefore peace keeping proceedings u/s 107, 150, 151 Cr.P.C. vide DDR No. 9 dated 23.11.2023 have been initiated against respondents no.4, 5, 6, 8 and 9 and they were booked in the said proceedings.

The above noted enquiry report of the said Incharge has been further examined and verified by the SHO, then by the answering deponent and finally the same has been approved as well by the ADCP-4, Ludhiana.

It is, therefore, respectfully prayed that the petition filed by the petitioner may kindly be dismissed, in the interest of justice”.

In view of the status report submitted by the learned State counsel, no further orders are required and the present petition is accordingly disposed off.

15.02.2024

M.Sikka

**(N.S.SHEKHAWAT)
JUDGE**

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