

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

Date of decision: 03.10.2024

....Petitioners

Versus

...Respondents

Present: Mr. Nagesh Paul, Advocate
for the petitioners.

Mr. Sandeep Kumar, DAG, Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of *mandamus* directing respondents No.2 to 3 to protect the life and liberty of the petitioners at the hands of accused persons by taking legal action against them, mentioned in representation dated 14.08.2024 (Annexure P-1).

Learned counsel for the petitioners *inter alia* contends that house of one Somnath, is situated near the house of the petitioners and son of Somnath, namely, Tota, is addicted to consuming liquor who stays near the house of the petitioners and stands outside the gate of the house of the petitioners and takes drugs. On 10.08.2024 at around 06:00/07:00 P.M. in the evening, the accused person, Tota along with Gora and 2-3 unknown persons were consuming alcohol outside the gate of the house of the petitioners then petitioner No.2 asked them to go out from there and at that time, all of them went away but later on at around 09:30 P.M., Tota under the influence of alcohol came there and stood outside the gate and hurled abuses and started kicking the gate and given threats to petitioner No.2. In the meantime, 6-7 persons came at the spot with sticks and entered the house of the petitioners and started beating the son of petitioner No.1 and when daughter and daughter-in-law of petitioner No.1 tried to save them, the accused person gave beatings to

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them as well and torn their clothes. He further submits that the petitioners are living under constant fear and have already made a representation dated 14.08.2024 (Annexure P-1) for seeking protection of their life and liberty.

Learned counsel for the petitioners further submits that the petitioners would be satisfied in case a direction is issued to respondent No.2 to consider and decide the representation dated 14.08.2024 (Annexure P-1) submitted by the petitioners in a time bound manner.

Notice of motion to the official respondents only.

Mr. Sandeep Kumar, DAG, Punjab, puts in appearance and accepts notice on behalf of the official respondents-State and copy of the petition has been supplied in the Court.

Keeping in view the prayer made by the petitioners and without commenting anything on the merits of the case, the present petition is disposed of with a direction to respondent No.2 to consider and decide the representation dated 14.08.2024 (Annexure P-1) submitted by the petitioners and take appropriate steps including grant of any protection to the petitioners in view of the apprehension, if any, within a period of four weeks from the date of receipt of certified copy of this order, in accordance with law.

(HARPREET SINGH BRAR)
JUDGE

03.10.2024*Neha*

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