

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

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CRWP-10261-2023  
Date of decision: 16.04.2024

POONAM JAIN  
Versus  
STATE OF PUNJAB AND OTHERS  
....Petitioner  
...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Sachin Jain, Advocate  
for the petitioner.  
  
Mr. Akshay Kumar, AAG, Punjab.  
  
Ms. Anisha Sharma, Advocate for respondents No.6 to 11.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, mandamus is sought to be passed upon the official respondents No.1 to 3, to protect the life and liberty of the petitioner, at the hands of respondents No.4 to 11. Further issuance of directions upon respondents No.4 and 5, not to harass the petitioner.
2. Upon notice, status report by way of affidavit dated 24.01.2024, of Sh. Vijay Kumar, PPS, Deputy Superintendent of Police, Sub-Division Nawanshahar, District SBS Nagar, Punjab had been filed on behalf of respondent-State. The relevant extract of the same reads as under:-

*"That it is respectfully submitted that during the inquiry into the complaints moved by the petitioner and respondent no.6 to 11, they were called by the respondent no.5 and by the then Deputy Superintendent of Police, Nawanshahar, however, during inquiry no consensus between the parties could be made. It is further submitted that during inquiry, petitioner and respondent no.6 to 11, altercated*

*with each other even in the presence of police officials and there was apprehension of breach of peace or disturbance of public tranquility in the locality, therefore, vide DDR No17 dated 07.10.2023, proceeding under Section 107, 151 Cr.P.C. was initiated against sons of petitioner and respondent no.7, 10 and 11 and complaint dated 07.10.2023, was presented before the Sub- Novisional Magistrate, Nawanshahar, for taking security from them for keeping peace.*

*That it is respectfully submitted that since then after inquiry, petitioner or his sons and respondent no.6 to 11 were never summoned or called by the answering respondents and there is no complaint or case against the petitioner or her sons pending before the answering respondents or any or the police official. It is further submitted that from thorough inquiry in the matter it has been transpired that it is a civil dispute and matter is pending in civil court and the Ld. Civil Court has directed both the parties to maintain Status Quo over the house in question. Further it transpired that there is no apprehension to the life and liberty of the petitioner or any of his family members, however, they are free to approach any of the police official of District SBS Nagar, in the event of any apprehension to their life and liberty. In view of the facts and circumstances mentioned hereinabove, the instant petition is liable to be dismissed.*

3. In view of the above, no further action is required, therefore, the instant petition is ordered to be **disposed** of.

16.04.2024  
amandeep

(KULDEEP TIWARI)  
JUDGE

Whether speaking/reasoned. : Yes/No  
Whether Reportable. : Yes/No