

2024:PHHC:040899

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

124

CRWP-10279-2023
Date of Decision : March 21, 2024

RAJAAK

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. G.S.Bhatia, Advocate
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI, J. (Oral)

1. Learned counsel for the petitioner restricts his prayer only to the issuance of mandamus upon the official respondents to protect the life and liberty of the petitioner by reserving his right to take appropriate steps for redressal of other grievance before the appropriate authority/Court.
2. This Court has examined the petition, as well as the reply filed by learned State counsel.
3. Though the allegation, as levelled in the instant petition, that Hanif, son of the petitioner has been illegally picked up by the police officials of CIA Staff, District Karnal on 3.10.2023 and on the next day, he was released and there is no other instance, as mentioned in the instant petition, which could depict that the petitioner or his son have any danger to their life and liberty as on today.
4. Be that as it may, the protection to the life and liberty is the

fundamental right, as provided by the Constitution of India, therefore, a mandamus is passed upon the concerned authority to ensure that no harm is caused to the present petitioner's life and liberty. The petitioner is also at liberty to file an appropriate application in case he feels any danger in future. In case any such application is filed, the authority concerned shall take an appropriate decision as per law.

5. So far as the issue regarding taking action against the erring official/private persons is concerned, the petitioner is at liberty to file an appropriate motion before the appropriate authority/Court for redressal of his grievance.

6. **Disposed of** accordingly.

March 21, 2024
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(KULDEEP TIWARI)
JUDGE

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