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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 3182/2024**

GAURAV SHARMA

.....Petitioner

Through: Mr. Pradeep Teotia, Mr. Jitendra
Bakshi, Advs.

versus

STATE GOVT OF NCT OF DELHI AND ANR.Respondents

Through: Mr. Amol Sinha, ASC, Mr. Kshitiz
Garg, Mr. Ashvini Kumar, Ms. Chavi
Lazarus, Advs. for State and SI Akash
Kumar, PS Bhajanpura.

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

14.10.2024

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CRL.M.A. 30805/2024

Exemption allowed, subject to all just exceptions.

Application stands disposed of.

W.P.(CRL) 3182/2024

The present petition has been filed under Article 226 of the
Constitution of India r/w Section 528 BNSS with the following prayer:

*“(a) Issue appropriate writ, order or direction to the
Respondent No.1 and Respondent no. 2 to restore the
protection granted to the petitioner of one PSG (round the
clock) - Total 3 PSOs, and One Armed Guard round the
clock (Day and Night) - Total 2 Arm Guards at his
residence.*

(b) Pass any other or further order which this Hon'ble



Court may deem fit and proper in the facts and circumstances of the case.”

Learned counsel for the petitioner submits that, in pursuance of the order dated 20.02.2023 in writ petition W.P.(CRL.) 585/2021, the matter was considered by the Witness Protection Committee. The Witness Protection Committee, in its meeting dated 25.05.2023, took into account the threat perception and provided security to the petitioner, with a directive for review after three months. Learned counsel further submits that, to his knowledge, no subsequent meeting of the Witness Protection Committee has been held, nor has he been informed of any order withdrawing security. Additionally, learned counsel states that around 7-8 days ago, without any written order, the security provided to the petitioner was withdrawn.

Learned Counsel further submits that he would be satisfied if the matter is referred to the Witness Protection Committee and, until the matter is considered, the security cover provided to the petitioner in terms of the minutes of the meeting dated 25.05.2023 be continued.

Issue notice.

Learned ASC for the State has accepted the notice and submits that, as per instructions, the DCP of the area, who is a competent authority, has ordered the withdrawal of the security cover provided to the petitioner.

The Court considers that, in accordance with the order dated 20.02.2023 in W.P.(CRL.) 585/2021, the present petition shall be treated as a representation to the competent authority designated under the Witness Protection Scheme and the competent authority, after reviewing the necessary inputs regarding the threat perception assessed by Delhi Police, will make a decision within four weeks and inform the petitioner. However,



until that time, the security provided to the petitioner shall continue.

In view of the above, the present petition stands disposed of.

DINESH KUMAR SHARMA, J

OCTOBER 14, 2024/AR/NA..