

2025:PHHC:011854



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

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CRWP 424 of 2025

Date of Decision: 20.01.2025

Dinesh

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present : Mr. Akshay, Advocate, for the petitioner (through VC).

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Articles 226/227 of the Constitution of India with a prayer to direct the respondents to ensure the life, liberty and well being of the petitioner as the petitioner is having an apprehension that he might be killed during his physical appearance before any Court. It has been further prayed that the respondents may be further directed to provide heavy police/escort guide and bullet proof prisoner van to the petitioner during his transit to the various Courts.

2. Learned counsel for the petitioner contends that the petitioner was falsely implicated in a case FIR No. 442 dated 08.11.2018 under Sections 307, 332, 353, 399, 402, 412, 420, 467, 468, 471 and 34 IPC and Section 25 of Arms Act registered at Police Station Murthal. During his incarceration in Sonapat jail, the petitioner was also falsely involved in another FIR No. 124 dated

21.02.2021 under Sections 45 of the Prison Act, 1894 and Sections 148, 149, 186, 302, 332 and 353 of IPC at Police Station Sonipat City, wherein, it was alleged that at about 08.30 a.m. on 21.10.2021, the present petitioner alongwith other persons had beaten a prisoner Jagbir Singh and even had strangulated him with a 'Parna' (a small piece of cloth, which is used as turban). He further contends that it has been falsely alleged that the petitioner is facing 09 trial rather than the petitioner is facing trial in following 06 cases:-

(i.) FIR No. 187 dated 10.07.2018 PS Israna u/s 307, 379-B, 34 of IPC & 25, 54, 59 of Arms Act, pending before Sh. Amberdeep Singh, Ld. ASJ, Panipat Courts, Haryana.

(ii.) FIR No. 188 dated 10.07.2018 PS Israna u/s 379-B, 34 of IPC, pending before Sh. R. K. Mehta, Ld. ASJ, Panipat Courts, Haryana.

(iii.) FIR No. 124 dated 21.02.2021 PS Sonipat City u/s 148, 149, 186, 302, 332, 353, 379-B, 120-B, 34 of IPC & 45 Prisons Act, pending before Sh. Subash Chander Sroai, Ld. ASJ, Sonipat Courts, Haryana.

(iv.) FIR No. 442 dated 08.11.2018 PS Murthal u/s 307, 332, 353, 399, 402, 412, 420, 467, 468, 471, 34 of IPC & 25 Arms Act, pending before Ms. Narinder Kaur, Ld. ASJ, Sonipat Courts, Haryana.

(v.) FIR No. 699 dated 29.10.2018 PS Rohtak City u/s 395, 397, 120-B, 34 of IPC & 25, 54, 59 Arms Act, pending before Ms. Surinder Kumar Duggal, Ld. ASJ, Rohtak Courts, Haryana.

(vi.) FIR No. 580 dated 29.10.2011 PS Pratapur u/s 302 of IPC & 3(2)5 of SC&ST Act, pending before Sh. Achal Narain Saklani, Ld. Special Judge, Meerut Court, Uttar Pradesh”.

3. Learned counsel further contends that on 18.08.2021, the petitioner was physically produced before the Court of Additional Sessions Judge, Panipat, in connection with a criminal trial and some unknown persons had threatened him that he would be killed very soon and they would teach him a lesson for killing Jagbir. He requested the police to catch them, but no action was taken by the police. Thereafter, the petitioner approached this Court by way of Criminal Writ Petition No. 9562-2021 titled as **“Dinesh Vs. State of Haryana and others”** for similar relief and this Court had passed the following order:-

“Since there are as many as 9 FIRs pending or registered against the petitioner in different districts in the State of Haryana, he has to appear there physically. The petitioner is having a threat, which was forwarded by some unknown persons to him on 18.08.2021 and the matter was brought to the notice of the local police, but somehow the unknown persons, who extended the threat, could not be arrested and they managed to run away. Even there is no objection from the State counsel as the facility of Video Conferencing is available in Central Jail, Ambala.

In view of the above, the present petition is allowed and the Superintendent, Central Jail, Ambala, is directed to

produce the petitioner in different Courts in the State of Haryana through Video Conferencing.

It is made clear that as and when the personal appearance of the petitioner is required by the trial Court, he shall be produced before it”.

4. I have heard learned counsel for the petitioner and perused the record.

5. This Court is conscious of the fact that earlier also, the petitioner had filed a petition, Criminal Writ Petition No. 9562-2021 titled as “**Dinesh Vs. State of Haryana and others**” for similar relief before this Court and the said petition was allowed and the Jail Superintendent was directed to produce the petitioner in different Courts in the State of Haryana through video conferencing. However, it was also clarified by this Court that as to when the personal appearance of the petitioner is required by the trial Court, he would be produced before the Court physically.

6. In the present case, after 18.08.2021, the petitioner is being tried by different Courts and must have been produced before the Courts at different stations. However, no incident of threatening has happened in any Court. Even, the petitioner has already been produced before the different Courts through video conferencing and whenever the prisoners are produced before the Court, the jail authorities always make prior arrangements for their safety and security, keeping in view the threat perception of the prisoners. Even otherwise, this Court has already passed appropriate directions in

Criminal Writ Petition No. 9562-2021 titled as “**Dinesh Vs. State of Haryana and others**” and no further orders are required.

7. Dismissed.

20.01.2025

(N.S.SHEKHAWAT)

amit rana

JUDGE

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