

2025:PHHC:002129



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

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CRWP-8227-2024 (O&M)
Date of decision: 09.01.2025

Tilak Raj**...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Ms. Sheenam Kamboj, Advocate
for the petitioner.

Ms. Himani Arora, AAG, Punjab.

Mr. Kulwinder Singh, Advocate
for respondents No. 5, 6 and 8 to 11.

MANISHA BATRA, J. (Oral)

1. The present petition has been filed under Article 226 of the Constitution of India seeking issuance of directions to the official respondents to protect the life, liberty and property of the petitioner at the hands of the private respondents and also to decide the representation dated 09.08.2024 (Annexure P-3) submitted by the petitioner.

2. Upon notice, reply by way of affidavit of Deputy Superintendent of Police (SD), Guruharsahai has been filed on behalf of official respondents, which is taken on record. It is submitted therein and learned Assistant Advocate General, Punjab, assisted by learned counsel for the private respondents, has argued that the allegations levelled against the police officials are false and baseless. In fact, the petitioner is habitual of filing false complaints. He has already filed a contempt application under Order 39 Rule

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2-A CPC against the private respondents, which is pending before the civil Court at Guruharsahai. A civil suit is also pending between the parties, whereby status quo has been ordered to be maintained. It is further argued that since the dispute is of civil nature and the litigation thereof is already pending before the civil Court at Guruharsahai and there is no threat to the life, liberty and property of the petitioner at the hands of the private respondents, the present petition deserves outright dismissal.

3. Learned counsel for the petitioner could not dispute the aforesaid facts.

4. Keeping in view the fact that the dispute between the parties is of civil nature, qua which, litigation is already pending before the civil Court at Guruharsahai and no threat has been found to the life, liberty or property of the petitioner at the hands of the private respondents, the present petition is disposed of without any prejudice to the right of either of the parties as no further orders are called for in the matter.

09.01.2025

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No