

CRWP-11987 of 2024

2025 PHHC 010805



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

CRWP-11987 of 2024

Date of decision: - 24.01.2025

Sukhwinder Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present : - Ms. Ravisha Mahajan, Advocate,
for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. This Criminal Writ Petition has been filed under Article 226 of the Constitution of India for directing respondents No.2 and 5 to protect the life and liberty of the petitioner and his family members at the hands of respondents No.6 to 10 and further to take legal action on representations dated 14.05.2024, 20.11.2024 and 27.11.2024 (Annexures P-1 to P-3) as per law.

2. Status report by way of affidavit of Maninder Pal Singh, Assistant Commissioner of Police, North, Amritsar (additional charge), has been filed on behalf of respondents No.1 to 5 wherein it has been stated as under: -

“7. That it is submitted that with respect to the aforesaid occurrence dated 27.11.2024, both the parties i.e. the petitioner Sukhwinder Singh and respondent no. 6-Bharat Khanna had given representation bearing No. 9638-COP

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dated 28.11.2024 (Annexure P/3) and 479271-PGD dated 29.11.2024 respectively in the office of the Commissioner of Police, Amritsar. The enquiry qua these representations as well as another was entrusted to SHO PS Majitha Road, Amritsar which was conducted by ASI Nirmal Singh, Police Station Majitha Road, Amritsar. During enquiry, both the parties were called at Police Station Majitha Road, Amritsar on 3.12.2024 by the enquiry officer and upon finding an immediate situation of breach of peace on the part of the present petitioner Sukhwinder Singh and respondent no. 6-Bharat Khanna, preventive proceedings under Section 126/170 BNS-2023 were initiated against both of them vide GD No. 11 dated 03.12.2024, PS Majitha Road, Amritsar by ASI Nirmal Singh. They both were arrested under this preventive proceedings and were produced before the Court of learned Deputy Commissioner of Police-cum-Executive Magistrate, Amritsar along with the kalandara under Section 126/170 BNS-2023. They both were released on bail and this kalandara is now pending for adjudication before the learned Court. In addition to this, based on the aforesaid facts, the aforesaid representation bearing No. 9638-PC/COP dated 28.11.2024 (Annexure P/3) given with respect to the occurrence dated 27.11.2024 by the petitioner Sukhwinder Singh, has been consigned to record room. The copy of the kalandara U/S 126/170 BNSS and copy of enquiry report qua representation bearing No. 9638- PC/COP dated 28.11.2024 (Annexure P/3) are annexed herewith as Annexure R-2/T and R-3/T for kind perusal of this Hon'ble Court.”

3. Faced with this situation, learned counsel for the petitioner wishes to withdraw the present petition with liberty to pursue legal

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remedy before the Deputy Commissioner of Police-cum-Executive Magistrate, Amritsar, where the kalandra is pending for adjudication.

4. Dismissed as withdrawn with liberty aforesaid.

24.01.2025
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No