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

CRM-M-63694-2024 (O&M)

Date of decision: 27.01.2025

Kirpal Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Sahil Vashisht, Advocate
for the petitioner.

Mr. Subhash Godara, Addl.A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)**CRM-50120-2024**

Allowed as prayed for.

CRM-M-63694-2024

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for issuance of directions to respondents No.2 & 3 for taking stern action against respondents No.4 & 5 for illegally beating the petitioner and his family members, snatching of mobile phone of Sujal and giving merciless beating to Sujal by making him naked and disrespected religious sentiments by removing turban of the petitioner's son, namely, Harbaksh Singh.

Learned counsel for the petitioner submits that the conflict between the petitioner and accused persons raised on the parking space of the petitioner where respondent No.4, namely, Baljit Singh parked his vehicle and when the petitioner asked him to move his vehicle, a fight had taken place between them. Respondent No.4 has a factory in the street and residence above the factory and on hearing the noise, his son, namely, Abhi and workers came out and began to abuse the petitioner, on account of which, the son of the petitioner, namely, Harbaksh Singh @ Himanshu and his wife Gurmeet Kaur, also came out of their house and tried to stop the fight. It is further alleged that the son of respondent No.4 and his workers attacked the family of the petitioner

and took off the turban of his son, as a result of which, the friends of the son of the petitioner, namely, Sujal and Ashwani, came and also tried to free him from the clutches of the said accused. Thereafter, the accused person gave beatings to Sujal and snatched his phone and also threatened him. He further submits that respondent No.4 who is running his factory in the street, often has large vehicles coming and going to pick up goods, due to which, the petitioner, requested him several times to park his vehicles properly, so that the remaining families in the street do not face problem but he did not respond to him and consequently, a fight has broken out between them. In this regard, the petitioner has filed a representation (Annexure P-2) before respondent No.2 but no action has been taken so far.

Learned counsel for the petitioner further submits that the petitioner would be satisfied in case a direction is issued to respondent No.2 to consider and decide the representation (Annexure P-2) submitted by the petitioner in a time bound manner.

Notice of motion to the official respondents only.

Mr. Subhash Godara, Addl.A.G., Punjab, puts in appearance and accepts notice on behalf of the official respondents-State and copy of the petition has been supplied in the Court.

Keeping in view the prayer made by the petitioner and without commenting anything on the merits of the case, the present petition is disposed of with a direction to respondent No.2 to consider and decide the representation (Annexure P-2) submitted by the petitioner and take appropriate steps including grant of any protection to the petitioner in view of the apprehension, if any, within a period of four weeks from the date of receipt of certified copy of this order, in accordance with law.

(HARPREET SINGH BRAR)
JUDGE

27.01.2025
Neha

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