



CWP-7064-2023

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

132

CWP-7064-2023

Date of Decision:04.08.2025

RAKESH KUMAR SEMWAL

...PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Hitinder Singh Lalli, Advocate
for the petitioner through VC.

Mr. Vikas Arora, DAG, Punjab.

Mr. Beant Singh Seemar, Advocate
for respondent No.4.

SUVIR SEHGAL, J.(ORAL)

1. Instant petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus commanding the official respondents *inter alia* to protect the life and liberty of the petitioner as well as his property i.e. a school being run under the name of Montfort International School, Ludhiana, from the hands of private respondent No.4. Another prayer has been made for transfer of investigation in FIR No.262 lodged under Sections 379, 506, 427 and 34, IPC, at Police Station Jamalpur, Ludhiana.

**CWP-7064-2023****-2-**

2. Upon notice, writ petition has been contested by official as well as private respondents.

3. Counsel for private respondent No.4 states that on completion of investigation, final report has been presented and by order dated 02.01.2025, the Trial Court has framed the charges. He states that the purpose of the writ petition has been served and it has become infructuous due to subsequent developments.

4. At this stage, Mr. Lalli, counsel for the petitioner has invited the attention of the Court to the status report filed on behalf of official respondents No.1 to 3 and states that they have filed a false affidavit. He has requested that appropriate action be taken against them.

5. Request made by Mr. Lalli has been considered. It is open to the petitioner to initiate proceedings against said respondents, if permissible, under the law.

6. Writ petition is disposed of. Liberty is granted to the petitioner to take appropriate remedy against the official respondents, if so advised, in accordance with law.

04.08.2025
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No