

Ravinder Singh Dhull v. State of Haryana & others

Present: Mr. Ravinder Singh Dhull, Advocate - petitioner in person.

Mr. Satya Pal Jain, Senior Advocate/
Additional Solicitor General, Government of India,
with Mr. Dheeraj Jain, Advocate for Union of India
- respondent No. 5.

Mr. Baldev Raj Mahajan, Advocate General,
Haryana, with Mr. Pawan Girdhar, Addl. Advocate
General, Haryana; Mr. Deepak Sabharwal, Addl.
A.G., Haryana and Mr. S.S. Pannu, Deputy
Advocate General, Haryana.

Mr. Atul Nanda, Advocate General, Punjab, with
Mr. P.P.S. Thethi, Additional Advocate General,
Punjab.

Mr. Sumeet Goel, Standing Counsel for
respondent No. 6 - Central Bureau of
Investigation.

Mr. S.K. Garg Narwana, Senior Advocate with
Mr. Virat Amarnath, Advocate, for
respondent No. 7 - Dera Sacha Sauda, Sirsa.

Mr. Randeep Singh Rai, Senior Advocate/Public
Prosecutor with Mr. Sukant Gupta, Additional
Public Prosecutor for respondent No. 8 - U.T.
Chandigarh.

Mr. Anupam Gupta, Senior Advocate with
Mr. Siddharth Sharma, Advocate.

Mr. M.S. Joshi, Advocate.

Ms. Tanu Bedi, Advocate.

Mr. Arjun Sheoran, Advocate.

Mr. Raj Kumar Gupta, Advocate.

Mr. Atul Nanda, Advocate General, Punjab, has submitted status report dated 25.08.2017 with regard to law and order situation in Punjab. The status report is taken on record. It is *inter alia* mentioned in the said status report that

there have been as many as fifty-one incidents in Punjab and thirty-nine FIRs have been registered; besides, nineteen miscreants have been arrested including one Gurdev Singh, who is a State level office bearer of Dera Sacha Sauda (respondent No.7). It is also informed that train services in Malwa region have been disrupted; besides, Government offices are closed. The Chief Minister Punjab and other higher officials of the police have visited nine sites at the ground level. There has been no causality although there has been damage to public and private properties for which assessment would be carried out.

Mr. Baldev Raj Mahajan, Advocate General, Haryana has submitted that there have been thirty-two causalities in the State of Haryana out of which twenty-eight are in Panchkula. It is submitted that out of twenty-eight dead bodies, one has been identified. The remaining so far remained unidentified. Arrests of as many as 524 persons have been made in Panchkula, 24 vehicles have been seized, five pistols with 79 rounds; besides, 2 rifles with 52 rounds were recovered. Moreover, iron rods, 'dandas', hockey sticks and ten petrol bombs were also recovered. Eight FIRs have been registered in Panchkula. The details of FIRs registered at other places would be furnished.

Mr. Anupam Gupta, Senior Advocate submitted that the Court was informed that the accused Ram Rahim had travelled to Chandigarh in five vehicles. However, the media reports are clearly to the contrary and an explanation needs

to be called for as to who gave these instructions to the learned Advocate General, Haryana.

Mr. B.R. Mahajan, Advocate General, Haryana submits that he shall verify the fact and make his submission in this regard. He shall inform this Court as to how many cars were there and as to how many passengers travelled in each car and the officers who briefed the Advocate General, Haryana about the number of cars.

The Deputy Commissioners in the States of Haryana and Punjab shall invite applications/claims regarding damages caused to public and private properties which shall be verified and forwarded to this Court through the offices of Advocate Generals, Punjab and Haryana.

Mr. Anupam Gupta, Senior Advocate has also submitted a newspaper report published in the 'Chandigarh Bahaskar' dated 26.08.2017 in which the names of five persons namely, Aditya Insan, Dhiman Insan, Dilawar Insan, Pawan Insan and Mohinder Insan, are mentioned below the photograph in the center of the front page. A copy of the news item has been given to the learned Advocate General, Haryana. According to the news item, the said persons were instrumental in instigating and inciting the crowd to violence. The news item shall be verified by the police from the Press Reporter and if he stands by the same, FIR be immediately registered against those persons. However, the law must take its own course.

Mr. Randeep Singh Rai, Senior Advocate has submitted that in UT, Chandigarh, there are 114 injured and out of them, there are 11 fatalities. It is also submitted that all the injured had come from Panchkula.

As an interim measure, the Deputy Commissioners in the States of Haryana and Punjab are directed to identify the assets and properties of Dera Sacha Sauda (respondent No.7) and submit a list of the same in this Court for attachment. The list should include assets, incomes, bank accounts and properties. However, till then, no properties of Dera Sacha Sauda (respondent No.7) shall be sold, transferred, alienated or encumbered in any manner.

Learned Advocate Generals of both the States of Haryana and Punjab shall submit in sealed cover their future plans and strategy for preventing this kind of incidents of violence and arson in future and whether such planning includes the complete sensitization of Dera Sacha Sauda.

The reports of interception of the messages given by the Dera Sacha Sauda (respondent No.7) inciting violence shall be submitted in this Court in a sealed cover. A supporting affidavit in this regard shall be filed on the adjourned date.

The Members of the Bar are requested to make their suggestions in writing and also to formulate the questions which are required to be gone into. A status report of the persons killed in the mayhem be also submitted. The States of Punjab and Haryana shall also submit the details of

the expenses incurred in making all types of arrangements at Panchkula and other parts of the States.

List for hearing on 29.08.2017 at 3.00 p.m.

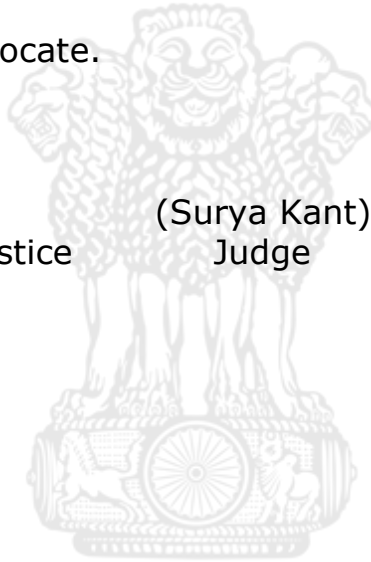
Copy of the order be given under the signatures of the Court Secretary of this Bench to Shri Dheeraj Jain, Advocate; Shri Pawan Girdhar, Additional Advocate General, Haryana; Shri P.P.S. Thethi, Additional Advocate General, Punjab; Shri D.S. Brar, Additional Public Prosecutor, U.T. Chandigarh; Shri Sumeet Goel, Advocate and Shri Virat Amarnath, Advocate.

(S.S. Saron)
Acting Chief Justice

(Surya Kant)
Judge

(Avneesh Jhingan)
Judge

26.08.2017
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