

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-41787 of 2014 (O&M)
Date of Decision: 23.07.2015

Neetu & another

--Petitioners

Versus

State of Punjab & others

--Respondents

CORAM:-HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Surinder Gandhi, Advocate for the petitioners.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

Mr. A.S. Manaise, Advocate for respondent no.5.

TEJINDER SINGH DHINDSA.J

The instant petition has been filed under Section 482 Cr.P.C praying for issuance of directions to respondents no.1 and 2 to ensure protection of life and liberty of the petitioners by voicing an apprehension that they face a threat to the same at the hands of private respondents.

Upon notice of motion having been issued, a response by way of affidavit of Dy.S.P., (R-II), Gurdaspur, has been placed on record. Copy has already been furnished to learned counsel for the petitioners.

Perusal of the same would reveal that relevant facts have been concealed by the petitioners. In the reply, it has been stated that respondent no.5 namely Hans Raj had got his statement recorded before the Crime Cell, Dina Nagar that his sister Neetu, present petitioner no.1 aged about 15 years had been abducted by Khushbir Singh, petitioner no.2 as also Jyoti and Neelam. Accordingly, F.I.R No.217 dated 30.11.2014 under sections 363, 366-A, 120-B I.P.C was registered at Police Station, Dina Nagar against present petitioner no.2, Khusbir Singh, his sister Jyoti and mother Neelam.

It has also been averred that during the process of investigation a date of

birth certificate of Neetu, petitioner no.1 had been obtained from the Govt. Primary School, Village Deeda, District Gurdaspur and as per report of the Centre Head Teacher the date of birth of petitioner no.1 Neetu has been disclosed as 20.8.1998. Petitioner no.1, as such, has been found to be a minor.

In the response filed on behalf of the State, it has been averred that directions had been issued to the concerned S.H.O and Halqa Officer to otherwise protect the life and liberty of the petitioners. Furthermore, it has been averred that the petitioners have themselves suffered a statement by way of an affidavit that they do not require any police protection nor do they have any threat perception.

In view of the facts noticed herein above, no further directions are required to be passed in the present petition and the same is, accordingly, disposed of.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

23.07.2015

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