

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

**CRM No. M-10575 of 2017**

**Date of decision: 03.05.2017**

**Suriaya @ Saria and another**

**..... Petitioners.**

**Versus**

**State of Punjab and others**

**..... Respondents.**

**CORAM: HON'BLE MRS. JUSTICE LISA GILL**

Present: Mr. Puneet Pali, Advocate, for  
Mohd. Salim, Advocate for the petitioners.

Mr. P.S. Paul, DAG, Punjab.

Mr. Sunny Singla, Advocate, for respondents No. 5 to 9.

**LISA GILL, J.**

This petition has been filed for seeking directions to the official respondents to protect the life and liberty of the petitioners.

It is submitted that the petitioners' son is named as an accused in FIR No. 144 dated 14.10.2016, registered under Sections 363,366-A, 376-D, 34 of the Indian Penal Code ('IPC' - for short) at Police Station City-1, Malerkotla. It is submitted that though it is their son who is implicated in the aforesaid FIR, the local police is harassing and humiliating the petitioners at the instance of respondents No. 5 to 9. The petitioners are aged infirm persons. They were harassed to such an extent that they had to lock up their house and flee therefrom. The petitioners were unable to reside in their own home. It is thus, prayed that their life and liberty be protected.

Reply by way of affidavit of Sh. Yogi Raj, PPS, Deputy Superintendent of Police, Sub Division, Malerkotla on behalf of respondents No. 1 to 4 has been filed in Court today with a copy thereof to learned counsel for the petitioners. The same is taken on record subject to just exceptions. It is mentioned in the reply that none of the petitioners are

involved in any criminal case. They are not required by the police. It is denied that they were ever harassed or humiliated at the hands of the local police. So far as FIR No. 144 dated 14.10.2016, it is submitted that the said case has been correctly lodged. It is further informed that the petitioners are now residing at the given address in the petition. They are carrying on with their livelihood, without any kind of harassment.

Learned counsel for the petitioners affirms that both the petitioners are now residing peacefully at their residence. It is however, expressed that they might still be harassed at the hands of respondents No. 5 to 9.

Keeping in view the facts and circumstances of the case but without expressing any opinion on the merits of this case or the criminal case registered against the petitioners' son, this petition is disposed of with liberty to the petitioners to approach respondent No. 2, in case there is any threat to their life and liberty at the hands of respondents No. 5 to 9. In the event of any such representation by the petitioners, respondent No. 2 is directed to look into the matter and take appropriate action as may be/if any required in accordance with law, for the protection of their life and liberty.

**(LISA GILL)**  
**JUDGE**

**03.05.2017**

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*Whether speaking/reasoned* : *Yes/No.*

*Whether reportable* : *Yes/No.*