

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

Crl. Misc. No.M-31024 of 2017 (O&M)

Date of Decision: 23.08.2017

Manisha

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.Vikram Sheoran, Advocate
for the petitioner.

LISA GILL, J(Oral).

Petitioner seeks a direction to respondents no.1 to 3 to protect her life and liberty as she apprehends danger from respondent no.4.

Respondent no.4, it is averred is the real brother of the petitioner. It is averred that the petitioner solemnized marriage with one Kamal Kumar in the year 2009. One child was born out of this wedlock. However, she was ill-treated at the hands of her husband and they separated from each other in January 2016. The petitioner, thereafter started living with her parents. In the month of August, 2017, the petitioner's brother i.e. respondent no.4 took her to her matrimonial home and left her there. However, the petitioner's husband still treated her with cruelty. She was locked up in a room and released after five or six days when she was unconscious. She was given shelter by one Dharmender with whom she is now residing.

It is noted that allegations have been raised against her husband- Kamal Kumar in the representation dated 19.08.2017 (Annexure P-2), which is submitted by the petitioner before the Superintendent of Police, Yamuna

Nagar claiming that there is an apprehension of threat to the life and liberty of the petitioner and said Dharmender at the hands of the petitioner's husband and family members. It is however, noted that the petitioner has impleaded her brother as respondent no.4 in this petition and not her husband. Learned counsel submits that the petitioner's brother is also posing a threat to her life and liberty as he wishes her to resume cohabitation with her husband.

Keeping in view the above, this petition is disposed of with liberty to the petitioner to file a comprehensive representation before the concerned authorities for seeking adequate relief in case of any apprehension to her life and liberty from her brother or husband. Such application/representation if filed before the Superintendent of Police, Yamuna Nagar within one week from receipt of certified copy of this order, be looked into and necessary action as may be/if any required be taken thereon in accordance with law.

It is clarified that no opinion is being expressed on the merits of the case.

23.08.2017
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No

Whether reportable: Yes/No