

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

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CRM-M No.28818 of 2017 (O&M)
Date of Decision: March 1st, 2018

Prabhjot Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sandeep Kumar, Advocate
for the petitioners.

Mr. K.S. Dadwal, Advocate
for applicants-respondents No.4 and 5.

Mr. Dhruv Dayal, Senior Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CRM No.28716 of 2017

Counsel for applicants-respondents No.4 and 5 states that as far as prayer made in the present application with regard to the preponement of the date of hearing of the petition is concerned, the same has been rendered infructuous, however, as regards other prayers made in the present application, the same may be permitted to be withdrawn with liberty to press the same before the appropriate Forum in accordance with law.

Prayer granted.

The application is permitted to be withdrawn with liberty as prayed for by the counsel for applicants-respondents No.4 and 5.

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Having considered the submissions made by the counsel for the parties and keeping in view the fact that the petitioners have approached this Court for grant of protection of their life and liberty to which an objection has been raised by the counsel for respondents 4 and 5 to the

which cannot be accepted in the light of the fact that each and every person either a citizen or non-citizen of this country has a right to life and liberty except it is curtailed or controlled by any provision of law. Therefore, it cannot be said that no protection to the life and liberty to a person can be granted by the Court merely because he or she is a minor.

In the light of the above and keeping in view the circumstances prevalent in the present case, the present petition is allowed by granting the petitioners protection of their life and liberty to the extent that it can be and will be curtailed in accordance with law and not beyond that. The said direction is issued to the Senior Superintendent of Police, Hoshiarpur-respondent No.2 and Station House Officer, Chabewal, District Hoshiarpur, Punjab-respondent No.3.

Mr. Dhruv Dayal, Senior Deputy Advocate General, Punjab, who is present in Court, is directed to convey forthwith the order passed by this Court.

ASI Gurmail Singh, Police Station Chabewal, District Hoshiarpur, is present in Court and in his presence, the order has been passed.

It is, however, clarified that whatever legal rights the parties have in accordance with law, they may agitate before the appropriate Forum.

Copy of this order be given **dasti** to the counsel for the parties under signatures of Bench Secretary of this Court.

March 1st, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No