

S.No.111

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

CRM-M-32792 of 2019 (O&M)

Date of Decision:07.08.2019

Smt. Charanjit Kaur and another

.....Petitioners

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- None.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioners seeking issuance of appropriate and necessary directions to respondents No.1 to 4 to protect the life and liberty of the petitioners and their family at the hands of private respondents No.7 to 12 who are unnecessarily harassing the petitioners in connivance with respondents No.5 and 6 and other local Police officials.

This Court has already held in another petition i.e. CRM-M-20457 of 2019 decided on 06.05.2019 that for enforcement of fundamental right of protection to life and liberty, the remedy is a writ petition under Article 226 of the Constitution of India. The petition under Section 482 Cr.P.C is not maintainable for protection of fundamental right.

In view of the above, present petition is dismissed.

However, the petitioner would be at liberty to avail the alternate remedies in terms of judgment rendered in CRM-M- 20457-2019 decided on 06.05.2019.

August 07, 2019

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(RAJBIR SEHRAWAT)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No