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

**CRWP No.19 of 2020
Date of Decision:01.01.2020**

Priya Kaur and another

.....Petitioners

Vs

State of Punjab and others

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Petitioners in-person along with
Mr. Naveen Sharma, Advocate.

RAJ MOHAN SINGH, J.(Oral)

In this petition, petitioners have prayed for issuance of necessary directions to the official respondents No.1 to 3 in the context of their lives and personal liberties from being invaded by the private respondents No.5 and 6.

Petitioners are real brother and sister and are major. Their parents are living in Philippines. Respondents No.5 and 6 are their material aunt and uncle, who are living in Saharanpur. Petitioners feel reasonable apprehension of physical harm at the instance of respondents No.5 and 6, who have kept their documents with them so as to restrain the petitioners from going abroad.

Learned counsel for the petitioners submitted that there is no case pending against the petitioners in Punjab or any other State in India.

In the context of threat perception at the hands of private respondents, petitioners have prayed for necessary directions for safeguarding their personal civil and legal rights.

In the aforesaid context, petitioners have allegedly moved representation dated 23.12.2019 (Annexure P-1) the Commissioner of Police, District Ludhiana.

Notice of motion to respondents No.1 to 3.

On the asking of the Court, Mr. Vikas Mohan Gupta, A.A.G., Punjab accepts notice on behalf of State-respondents No.1 to 3.

In view of nature of order which this Court proposes to pass, there is no necessity to serve respondents No.5 and 6 as no order prejudicial to their interests is being passed.

Respondent No.2 can be asked to have a fair look on the grievance of the petitioners in order to ascertain veracity of allegations made by the petitioners.

Respondent No.2 would be at liberty to devise his/her own mechanism to ascertain the truth. He/she would also be at liberty to join the petitioners or any other person acquainted with facts in issue. In case respondent No.2 finds that there is some

truth in the allegations of the petitioners, then he/she shall proceed to take appropriate action in accordance with law.

The aforesaid order is being passed at this stage without meaning anything on the merits of the case. Respondent No.2 would pass necessary order without being influenced by any observation made by the Court in terms of pleadings at this stage. This order shall not debar the official respondents from proceeding against any of the party in accordance with law in case they are involved in some other case. It would be appreciated if the representation filed by the petitioners is decided within a period of one month from today keeping in view the threat perception shown by the petitioners.

Petition stands disposed of accordingly.

January 01, 2020

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No