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

CRWP No.2809 of 2020

Date of Decision: 18.03.2020

HARBHAJAN SINGH

.....Petitioner

Vs

STATE OF PUNJAB AND OTHERS.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Petitioner in-person along with
Mr. R.K. Choudhary, Advocate.

RAJ MOHAN SINGH, J.(Oral)

This petition has been preferred for the issuance of necessary directions to respondents No.2 and 3 in the context of protection of lives and personal liberties of the petitioner and his biological daughter namely Gagandeep from being invaded by respondents No.4 and 5.

Petitioner has alleged that respondent No.5 Chand Kaur was earlier married to the respondent and from that wedlock Gagandeep took birth in the year 2006. Due to matrimonial discord, the couple took mutual divorce and the minor daughter was allowed to live with respondent no.5. Thereafter, respondent No.5 has performed his second marriage with respondent No.4.

Petitioner has alleged incriminating allegations in

respect of conduct of respondents No.4 and 5 and precisely for the said reason, the petitioner has also moved a representation dated 14.03.2020 to the Senior Superintendent of Police, Fazilka.

Minor Gangandeep is also present along with the petitioner. The Court has interacted with the minor to some extent. Gagandeep states that she will live with her biological father i.e. the petitioner.

Notice of motion to respondents No.1 to 3.

On asking of the Court, Mr. J.S. Ghuman, D.A.G., Punjab accepts notice on behalf of State-respondents No.1 to 3.

At this stage without forming any opinion on the veracity of allegations or otherwise, I am of the view that the petitioner be relegated to approach respondent No.2 before whom he has statedly moved a representation.

Respondent No.2 shall ascertain the truth in the allegations of the petitioner and would pass appropriate order in accordance with law. Respondent No.2 would also be at liberty to join the petitioner or any other person acquainted with the facts of the case. Respondent No.2 shall form an independent opinion, without being influenced by any statement of fact recorded hereinabove.

It would be appreciated, if needful in deciding the representation is done by within a period of one month from the date of receipt of certified copy of this order. Petition stands disposed of.

March 18, 2020	(RAJ MOHAN SINGH)
<i>Atik</i>	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No