

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

**CRWP-3187-2020**

**Date of Decision: 07.07.2020.**

Abinash Kaur

....Petitioner.

Versus

U.T., Chandigarh and others

....Respondents.

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**CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL**

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**Present: Mr. Harsh Manocha, Advocate for the petitioner.**

**Ms. Ashima Mor, APP, U.T. Chandigarh  
for respondents No. 1, 3 and 5**

**Mr. Ajay Pal Singh Gill, DAG, Punjab  
for respondents No. 2 and 4**

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**Suvir Sehgal, J.**

The court has been convened through video conferencing due to Covid-19 pandemic.

The instant petition has been filed for directing the official respondents to provide adequate protection and security for protecting the life and liberty of the petitioner and to protect her from the private respondents and their agents who are threatening to eliminate her for not living with her husband and for not fulfilling the demands of unnatural sex of her husband.

The petitioner was married to respondent No.10 on 03.11.2019 at Chandigarh against her wishes. She started living in her matrimonial home at Patiala, where she was tortured and harassed by her husband who

used to make objectionable demands on her. Within 15 days of her marriage, she left her matrimonial home and came to live with her parents at Chandigarh. However, her parents started pressurizing her to go back to her husband as the sister of the petitioner was also staying with her parents due to marital discord. Her husband came to her parental home to persuade her but due to lockdown declared by the Government of India in the 3rd week of March 2020, he had to stay back at Chandigarh. The petitioner is being harassed by her parents, sister, husband and in-laws, who have been impleaded as respondents No. 6 to 13 to go back to her matrimonial home. Some relatives of the petitioner are working with the Chandigarh police and she apprehends that she will be implicated in false cases by her relatives whereas she wants to lead an independent life as she has started working. She has submitted a representation dated 20.05.2020 (Annexure P2) to Senior Superintendent of Police Chandigarh and Patiala before approaching this Court.

After hearing, this Court vide order dated 27.05.2020 issued notice of motion hearing to official respondents No.1 to 5 and directed that the petitioner be provided suitable accommodation in a shelter home at Chandigarh. Senior Superintendent of Police, Chandigarh was directed to depute a lady officer to accompany the petitioner from her place of work to the Shelter Home.

In response to the notice of motion order, a short reply by way of affidavit of DSP, City-II, Patiala was filed on behalf of respondents No. 2 and 4, wherein it was submitted that upon enquiry, it was found that there is no danger to the life and liberty of the petitioner at the hands of her husband

During the course of hearing on 07.06.2020, Ms. Ashima Mor, APP, U.T., Chandigarh, placed on record a communication dated 03.06.2020 received from Senior Superintendent of Police, Chandigarh intimating that the petitioner has been provided proper security and conveyance and has been admitted in the shelter home, Sector-19, Chandigarh. After taking the communication on record, this Court directed the U.T. Administration to ensure that accommodation remains available for the petitioner during the pendency of the petition.

When the matter came up for hearing today, counsel appearing for the petitioner submitted that the petitioner has found a private accommodation for herself and she intends to shift out and at this stage, the petitioner no longer apprehends any further threat from the private respondents.

Accordingly, the present writ petition is disposed of with liberty to the petitioner to approach this Court again, in case, she perceives any threat to her life and liberty in future at the hands of private respondents. It will be open to the petitioner to shift out of the Shelter Home, Sector-19, Chandigarh and respondents No. 1, 3 and 5 will not create any hurdle in case, she decides to do so.

**(SUVIR SEHGAL)**  
**JUDGE**

**07.07.2020**  
*komal*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No