

S.No.116

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

CRWP No.5399 of 2020 (O&M)

Date of Decision:30.07.2020

Muskan

.....Petitioner

Vs.

State of Haryana and othersRespondents

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IN VIRTUAL COURT
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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. J.P. Sharma, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner for issuance of direction to respondent No.2 to look into and consider the representation dated 26.07.2020 whereby the petitioner has sought her release from Protection home/ safe home Narnaul.

It is contended by counsel for the petitioner, and is also so pleaded in the petition that earlier the petitioner had filed a petition seeking protection on account of her marriage being not to the liking of her family members. This Court had ordered the District Police to consider the matter of the petitioner. Accordingly, under the orders of the authorities, the petitioner was lodged in Bal Kunj. However, now the petitioner does not apprehend any threat from any person. Rather; she is interested in joining her widow mother. Therefore, the petitioner deserves to be freed from compulsion of residing at Bal Kunj. It is further submitted by the counsel that the petitioner had approached the authorities for the same purpose, however, they had refused, by observing that only the Court could order her to be freed from Bal Kunj.

Notice of motion.

Mr. Vishal Malik, DAG, Haryana, accepts notice on behalf of the State.

Learned State Counsel has submitted that he does not have any objection, if the petitioner is permitted to be free from residing in Bal Kunj.

Since the petitioner herself has asserted that now she does not apprehend any danger at the hands of any person, and has further prayed for being free from compulsion of residing in Bal Kunj, therefore, it would be appropriate if she is left free to reside at the place of her choice.

In view of the above, the present petition is allowed. The authorities at Bal Kunj are directed to set the petitioner free; so that she could reside at the place of her choice, however, in accordance with law.

July 30, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No