

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

Sr. No.108

CRWP-9213-2020

Date of Decision: 06.11.2020

Jaspal Kaur

...Petitioner

VERSUS

State of Punjab and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. Munish Raj Chaudhary,
for the petitioner.

ARCHANA PURI, J.

The matter has been taken up through video conferencing in the light of COVID-19 pandemic.

The present petition has been filed for issuance of writ in the nature of mandamus there directing respondent nos. 1 to 4 to ensure protection of life and liberty of the petitioner and her family members at the instance of respondent nos. 5 to 9.

It is asserted in the petition that the marriage of the petitioner was solemnized with Rajwinder Singh, who is impleaded as respondent no.5 on 24.06.2012 as per Sikh rites and rituals. Further, it is also asserted that respondent nos. 8 and 9 were projected to be the adoptive parents of respondent no.5 at the time of matrimonial alliance and respondent nos. 6 and 7 are stated to be the natural parents of respondent no.5. Respondent no.5 is living abroad. In the absence of respondent no.5, there was stated to be demand of dowry by the remaining respondents. Dillydallying the matter of petitioner joining the company of Rajwinder Singh, respondent no.5, her husband, and thereafter, they parted ways from the petitioner. In this

background, the petitioner was having grievance against respondent nos. 5 to 9, relating to which, she had filed an application for initiation of action against all the private respondents before SSP, Barnala, which is Annexure P-1. It is also submitted that till date no action has been initiated on this complaint. No FIR has been registered. Now, respondent nos. 5 and 6 are extending threats to the petitioner to withdraw the said application.

Notice of motion.

Ms. Jaspreet Kaur, Assistant Advocate General, Punjab has made appearance on behalf of the respondents-State and has assured that the said application, which is Annexure P-1, shall be decided by the concerned authorities, in accordance with law.

In view of the assertions so made and the assurance given by learned State Counsel, the present petition is hereby disposed of with a direction to respondent no.3 to look into the application, filed by the petitioner against the private respondents, which is Annexure P-1 and to redress the grievance of the petitioner, expeditiously, in accordance with law.

However, these observations of mine are circumscribed only for the purposes of disposal of the present petition and shall not have any effect on the validity of marriage of the petitioner with respondent no.5 and also have no effect upon the civil or criminal proceedings, initiated by either party, on the basis of alleged matrimonial alliance.

Accordingly, the present petition stands disposed of.

(ARCHANA PURI)
JUDGE

06.11.2020
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Whether speaking/reasoned
Whether reportable

Yes
Yes/No