

Sr.No.121

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

CRWP-9993 of 2020

Date of decision:02.12.2020

Rupinder Kaur

... Petitioner(s)

versus

State of Punjab and others

... Respondent (s)

Coram: Hon'ble Mr. Justice Jasgurpreet Singh Puri

Present: Mr. Naveen Bawa, Advocate
for the petitioner.

Through Video Conference
Jasgurpreet Singh Puri, J.(Oral)

Present petition has been filed under Article 226 of Constitution of India with a prayer to issue writ in the nature of mandamus directing respondent No.2 to decide the representation (Annexure P-2) and for seeking protection of life and liberty of petitioner and her daughters at the hands of the private respondents and for conducting fair and impartial inquiry by the police.

At the outset, learned counsel for the petitioner has prayed that he is confining the scope of present petition only qua the protection of life and liberty of the petitioner and her daughters and he does not wish to press the other prayers at this stage. He has submitted that on the basis of complaint made by the petitioner an FIR was lodged vide Annexure P-1 but

while investigating the case, all the accused persons were exonerated and only husband of the petitioner namely, Rajdeep Singh was shown to be involved in the case. Learned counsel has further submitted that now there is active threat from the private respondents for withdrawal of the allegations contained in the FIR and her daughters are in active threat from the private respondents, therefore, he has prayed for the protection of life and liberty at the hands of the private respondents.

Notice of motion to respondents No.1 to 3.

On asking of the Court, Mr. H.S.Sitta, Asst.AG, Punjab, present in the Court, accepts notice on behalf of the State – respondents No.1 to 3 and states that State has no objection in case the petitioner limited his prayer only for the grant of protection of life and liberty and that the police would certainly look into the threat perception of the petitioner and would certainly proceed in accordance with law.

In view of the above, this Court is satisfied that in the present case without calling for the reply of the State, this petition is disposed of with a direction to respondent No.2 i.e, Commissioner of Police, Jalandhar to consider the threat perception of the petitioner and her daughters and thereafter, if so required to proceed in accordance with law and preferably within a period of one week from the date of receipt of certified copy of this order.

2nd December, 2020

[JASGURPREET SINGH PURI]

Shivani Kaushik

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No