

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

251

CRWP-1753-2019

Date of decision: 27.02.2020

Simran Kaur and another

.....Petitioner

Versus

State of Punjab & others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Prabhdeep Singh, Advocate
for Mr. Tarun Sharma, Advocate
for the petitioners.

Mr. Sandeep Singh Deol, DAG, Punjab
for respondents No. 1 to 3

Ms. Nisha Puri, Advocate
for respondents No. 4 and 5

ARUN KUMAR TYAGI, J (ORAL)

The petitioners have filed the present petition under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus, directing respondents No. 2 and 3 to protect their life and liberty against danger from respondents No. 4 and 5 on the averments that petitioner No. 1, who was married to respondent No. 4 was maltreated by respondent No. 4 and thrown out of the matrimonial house by respondents No. 4 and 5 on which she started residing with petitioner No. 2 for last about one month. The petitioners have apprehension of danger to their life and liberty from respondents No. 4 and 5.

Notice of the petition was given to respondents vide order dated 06.12.2019 whereby respondent No. 2- Senior Superintendent of

Police, Rupnagar was also directed to look into the grievances of the petitioners as set out in the petition and also expressed in the representation dated 04.12.2019 (Annexure P-3) and to take appropriate action for protection of their life and liberty as may be warranted by the circumstances.

Mr. Swapan Sharma, IPS, Senior Superintendent of Police, Rupnagar has filed status report by way of his affidavit mentioning therein that on enquiry conducted it transpired that the petitioners have no apprehension to their life and liberty from respondents No. 4 and 5 and they are not residing within the jurisdiction of District Rupnagar and are residing within the jurisdiction of District Tarn Taran.

Ms. Nisha Puri, Advocate has appeared on behalf of respondents No. 4 and 5 and filed her power of attorney which is taken on record. Learned Counsel for respondents No. 4 and 5 has submitted that respondents No. 4 and 5 will not cause interference to the petitioners and the apprehension of danger from them is not justified.

Learned Counsel for the petitioners submits that now the petitioners have no apprehension of danger from respondents No. 4 and 5 and the petition may be disposed of as having become infructuous with liberty to get the same restored in case of apprehension of any danger from respondents No. 4 and 5 in future.

Disposed of as having become infructuous with liberty as aforesaid.

27.02.2020

kavneet singh

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No