

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

120

CRWP-4923-2021

Date of Decision: 28.06.2021

Balwinder Kaur

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Vivek K. Thakur, Advocate, for the petitioner.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. Learned counsel for the petitioner submits that the private respondents had caused an obstruction in the passage leading to her house regarding which she moved an application to the SDM, which was duly accepted and directions were issued to respondents No.4 & 5 to remove the obstruction. It has been submitted that despite such directions issued by the SDM, the obstruction has not been removed and in fact the private respondents have caused injuries to the petitioner.
2. Learned counsel further submits that the private respondents are well connected and on account of which no FIR was lodged in respect of the injuries caused to the petitioner.
3. At this stage, Mr. V. G. Jauhar, Sr. DAG, Punjab, upon whom an advance copy of the petitioner had already been served, has appeared and informed that a DDR in respect of the injuries alleged to have been caused to the petitioner has been recorded and

since it was found to be a matter pertaining to an offence under Section 323 IPC, no FIR was lodged. The learned State counsel has further informed that the State, however, has no objection to consider the alleged threat perception to the petitioner.

4. Having heard the learned counsel for the petitioner and while refraining from making any expression as regards the veracity of the averments made in the petition, the instant petition is disposed of with a direction to respondent No.2 to the effect that in case any appropriate application is moved before respondent No.2 by the petitioner seeking protection to her life and liberty, the alleged threat perception shall be got examined by respondent No.2. In case, it is found that there is a genuine threat to the life and liberty of the petitioner, then necessary steps warranted under law be taken thereupon at the earliest so as to ensure that no harm is caused to the petitioner.
5. As regards the prayer of the petitioner for taking appropriate action against the private respondents pertaining to the injuries caused by them, it shall be open to the petitioner to have recourse to appropriate legal remedies as may be available to her in the facts and circumstances of the case and the nature of injuries found to be sustained by the petitioner.
6. The petition stands disposed of accordingly.

28.06.2021

Vimal

**(GURVINDER SINGH GILL)
JUDGE**

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