

CRWP-6031-2021 (O&M)

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

**CRWP-6031-2021 (O&M).
Decided on: July 5, 2021.**

Rani

.. Petitioner

VERSUS

State of Punjab and others

.. Respondents

*** * ***

CORAM: HON'BLE MR.JUSTICE JASGURPREET SINGH PURI

*** * ***

**PRESENT Mr.Nitin Sharma, Advocate,
for the petitioner.**

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of *mandamus* directing respondent Nos.2 and 3 to protect the liberty of the petitioner which is alleged to be in danger at the hands of private respondents who has caused harassment and mental torture to the petitioner and are not permitting the petitioner to live peacefully.

Learned counsel for the petitioner has submitted that the petitioner is major and is married to respondent No.4 – Sumer and out of their wedlock two children were born. He has further submitted that for the last about 3-4 years, the husband of the petitioner started taking drugs and

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wine and used to remain under intoxication and always remained in a drunken condition and had been beating and torturing the petitioner and even used to throw her away from the house because of which the petitioner left her matrimonial home and went to her brother's house. He has further submitted that parents of the petitioner had already expired and brother of the petitioner also did not welcome her and therefore, the petitioner started roaming in the adjoining areas with the hope that someone would adopt her to live peacefully. He has submitted that thereafter the petitioner came in contact with one Ram Kumar son of Ram Sarup who lives in village Tabba Kukrian, Tehsil Abohar, District Fazilka and narrated entire facts to him and he permitted her to stay at his house and thereafter, the petitioner started living in the house of aforesaid Ram Kumar. The learned counsel has further submitted that husband of the petitioner as well as her *Jeth* (brother-in-law) started harassing her openly and saying that the petitioner would be killed by them and therefore, there is imminent danger to the life and liberty of the petitioner from her husband and *Jeth*, as such, the life of the petitioner may be protected by issuing appropriate directions. He has stated that the petitioner has submitted a representation dated 28.6.2021 (Annexure P-2) to the Senior Superintendent of Police, Fazilka but no action on the same has been taken till date.

Notice of motion to respondent Nos.1 to 3 only.

Mr.Randhir Singh Thind, DAG, Punjab, accepts notice on behalf of the aforesaid respondents and states that he has no objection in case directions are issued to respondent No.2 to look into the matter and to take appropriate action, if so required, in accordance with law.

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I have heard the learned counsel for the parties.

This Court is satisfied that the present petition can be disposed of even without calling for the reply from the State at this stage. The only prayer of the petitioner is that in view of the facts and circumstances which have been given in the petition and the arguments addressed by the learned counsel for the petitioner the life of the petitioner who is a lady and has been abandoned and threatened by her husband and *Jeth* may be protected

In view of the totality of the circumstances, this petition is disposed of with a direction to respondent No.2, to look into the representation dated 28.6.2021 (Annexure P-2) of the petitioner and to take appropriate measures, if so required and in accordance with law within a period of two weeks from the date of receipt of copy of the order.

**July 5, 2021,
raj arora**

**(JASGURPREET SINGH PURI)
JUDGE**

Whether speaking / reasoned
Whether reportable

Yes / No
Yes / No