

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr.No.114

CRWP No.6393 of 2021

Date of Decision: 13th July, 2021.

Kavaljit Kaur & Others

...Petitioners

Versus

State of Punjab & Others

...Respondents

(Heard through Video-Conferencing)

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Shubham Mehta, Advocate,
for the petitioners.

MEENAKSHI I. MEHTA, J. (ORAL)

By way of the instant petition, the petitioners seek the indulgence of this Court for the issuance of a writ in the nature of mandamus directing respondents No.2 to 5 to protect their lives and liberty as they apprehend threat to the same at the hands of respondent No.6, who happens to be the husband of petitioner No.1, while averring that after the birth of their daughter, i.e petitioner No.2, respondent No.6 started maltreating petitioner No.1 and therefore, she left her matrimonial home along-with her minor daughter and took shelter in the house of petitioner No.3 who is her friend. It has also been mentioned in this petition that the representations (Annexure P-1) have already been moved to respondents No.2 to 5 in this regard

Ms. Samina Dhir, learned Deputy Advocate General, Punjab, has joined the proceedings on behalf of respondents No.1 to 5 in this case in pursuance of the copies of this petition having been sent to the

respondent-State in advance.

Heard.

Learned counsel for the petitioners restricts his prayer to the issuance of a direction to respondent No.2 only to look into and to take appropriate action on the said representation of petitioner No.1, i.e. Annexure P-1.

Learned State counsel has no objection for the same.

Keeping in view the intent of the fundamental right enshrined in Article 21 of the Constitution of India which ensures the protection of life and liberty to the citizens and without commenting or expressing any opinion on the merits of the matter in hand, respondent No.2-The Commissioner of Police, Amritsar, is hereby directed to look into the said representation of petitioner No.1 (Annexure P-1) and if it is found that the petitioners genuinely deserve any protection, then to take appropriate action in accordance with the law.

It is further clarified that this order shall not be construed to be a shield to petitioners No.1 and 3 against any action already initiated or intended/contemplated to be initiated by the competent authority/ person on account of the afore-discussed facts and circumstances and permissible under any relevant provisions of law.

This petition stands disposed of accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

13.07.2021.
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<i>hether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether Reportable?</i>	<i>Yes/No</i>