

113 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-8246-2021
Date of decision :01.09.2021

Poonam Rani

... Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Hoshiar Singh, Advocate for the petitioner.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Article 226 of Constitution of India, in which the primary prayer of the petitioner is to direct respondent Nos.2 & 3 to protect the life and liberty of the petitioner and also of the persons with whom she is presently residing.

Learned counsel for the petitioner has stated that the petitioner has moved a representation dated 24.08.2021 to respondent No.2 stating that the parents of the petitioner have been torturing her mentally as well as physically and want to get her forcibly married to a person who is stated to be drunkard. It has further been averred in the said representation that the petitioner has taken shelter in the house of one Suraj with whom she is living. It has also been averred that the private respondents are threatening the petitioner as well as Suraj and the whole family of Suraj and thus, the protection of life and liberty is sought.

Learned counsel for the petitioner has also submitted that in fact the petitioner is living in a '*Live in Relationship*' with the said Suraj and said Suraj is also a major as he is 24 years of age and is not married earlier.

Learned counsel for the petitioner has also submitted that the petitioner would be satisfied in case the present petition is disposed of with a direction to respondent No.2 to look into the representation dated 24.08.2021 (Annexure P-2) and to take appropriate action in accordance with law.

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

On advance notice, Mr. Praveen Bhadu, Asstt., Advocate General, Haryana appears and accepts notice on behalf of respondent Nos.1 to 3. He has stated that he has no objection in case, respondent No.2 looks into the representation dated 24.08.2021 (Annexure P-2) with respect to the limited prayer for protection of life and liberty of the petitioner and takes appropriate action, in accordance with law.

After considering the above-said facts and without commenting upon the legality of the relationship or expressing any opinion on merits of the case, the present criminal writ petition is disposed of with a direction to respondent No.2 to look into the representation (Annexure P-2) and to assess the threat perception to the petitioner and after considering the same, respondent No.2 shall take appropriate action, in accordance with law.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioner, if involved in any case.

(VIKAS BAHL)
JUDGE

01.09.2021
JITESH (JTS)

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