

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-8542-2021

Date of Decision:09.09.2021

Harmanjot Kaur

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mohd. Salim, Advocate for the petitioner.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through Video Conferencing.

This petition has been filed by petitioner-Harmanjot Kaur, aged about 15 years, through her adoptive mother-Surinder Kaur, for issuance of a direction to respondents No.2 and 3 to protect the life and liberty of the petitioner and her family members at the hands of respondents No.4 and 5.

Learned counsel for the petitioner states that respondent No.4-Darshan Singh, is the real brother of the husband of Surinder Kaur, whereas respondent No.5-Kulwant Kaur is her real sister. Respondent Nos. 4 and 5 are the natural parents of the petitioner and they had given the petitioner to Surinder Kaur and Sukhdev Singh by way of an oral adoption 12 years ago. Since the date of adoption, the petitioner has been under the care and custody of her adoptive parents. However, in defiance of the aforesaid adoption, respondent Nos. 4 and 5 are now pressing hard to restore them the custody of the petitioner.

It is also pointed out by the learned counsel for the petitioner that the adoptive parents of the petitioner i.e. Surinder Kaur and Sukhdev

Singh, have preferred a suit for permanent prohibitory injunction against Darshan Singh and Kulwant Kaur and they have appeared in the said suit. It is further stated that the petitioner has moved a representation dated 03.09.2021 (Annexure P-4) to the Senior Superintendent of Police, Malerkotla for taking action against respondents No.4 and 5, but no action has been taken so far.

Notice of motion to respondents No.1 to 3 at this stage.

Mr. Saurav Khurana, DAG, Punjab, accepts notice on behalf of respondents-State.

As noticed above, the petitioner has already made a representation to respondent No.2-Senior Superintendent of Police, Malerkotla. In view of the said fact, the present petition is disposed of with a direction to Senior Superintendent of Police, Malerkotla-respondent No.2, to look into the representation dated 03.09.2021 (Annexure P-4) moved by the petitioner and decide the same within one month, in accordance with law, after receipt of the copy of this order.

09.09.2021

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(HARNARESH SINGH GILL)

JUDGE

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