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

CRWP-9450-2021

Date of decision : 04.10.2021

Surinder Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Veneet Sharma, Advocate for the petitioners.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Article 226 of the Constitution of India for taking appropriate action on representation dated 10.05.2021 (Annexure P-3) and for protection of life and liberty of the petitioners.

A perusal of the representation dated 10.05.2021 (Annexure P-3) would show that the petitioners have stated certain incidents on the basis of which they have apprehension to their life and liberty. A prayer has also been made to take appropriate action against the private respondents.

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

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Commissioner of Police, looks into the representation dated 10.05.2021 (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioners and takes appropriate action in accordance with law.

Keeping in view the abovesaid facts and circumstances and also on the basis of averments which have been made in the representation dated 10.05.2021 (Annexure P-3), the present Criminal Writ Petition is disposed of with direction to respondent No.2-Commissioner of Police to consider representation dated 10.05.2021 (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioners and after making necessary enquiries, respondent No.2 shall take appropriate action in accordance with law.

It is, however, clarified that this Court has not gone into the merits of the allegations made by the petitioners and it would be open to respondent No.2 to make his independent enquiry/assessment with regard to the representation with a limited prayer aforesaid.

With respect to prayer in the representation dated 10.05.2021 (Annexure P-3) to take appropriate action against the accused persons, the petitioners are granted liberty to seek alternative remedy in accordance with law laid down by the Hon'ble Supreme Court in case

titled **Sakiri Vasu Vs. State of U.P. and others, reported as 2008(2) SCC 409** and in **M. Subramaniam and another Vs. S. Janaki and another, Criminal Appeal No.102 of 2011, decided on 20.03.2020.**

In view of what has been observed above, the present Criminal Writ petition is disposed of in the abovesaid terms.

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

04.10.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No