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

CRWP-9472-2021

Date of decision : 05.10.2021

Malkeet Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Priyanshu Kamra, Advocate for the petitioners.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of directions to respondent Nos.2 and 3 to protect the life and liberty of the petitioners from the private respondents.

Learned counsel for the petitioners has submitted that both the petitioners are widow ladies and they had given a representation dated 23.09.2021 (Annexure P-5) to respondent No.2-Senior Superintendent of Police, in which they had stated that husband of petitioner No.2 namely Boota Singh, who was also the son of petitioner No.1, had died three years ago and petitioner No.1 alongwith her grandson namely Jagjit Singh and petitioner No.2 were living together. It has further been submitted that

respondent Nos.4 to 6, even after the death of Boota Singh, have been visiting the house of the petitioners and kept a bad eye on petitioner No.2. The specific instances have been mentioned in the representation (Annexure P-5) when respondent Nos.4 to 6 have trespassed the house of the petitioners and have done the act so as to cause apprehension in the mind of the petitioners with respect to their life and liberty.

Learned counsel for the petitioners has submitted that the petitioners would be satisfied in case, the present Criminal Writ Petition is disposed of with direction to respondent No.2 to consider representation dated 23.09.2021 (Annexure P-5) on the limited aspect of protection of life and liberty of the petitioners.

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-Senior Superintendent of Police, looks into the representation dated 23.09.2021 (Annexure P-5) with a limited prayer for only protection of life and liberty of the petitioners and takes appropriate action in accordance with law.

After considering the facts and circumstances of the present case, this Court deems it appropriate to direct respondent No.2-Senior Superintendent of Police, to look into the representation dated 23.09.2021 (Annexure P-5) 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.

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.

05.10.2021

Pawan

**(VIKAS BAHL)
JUDGE**

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

Whether reportable:- **Yes/No**