

CRM-M-39138-2020

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

CRM-M-39138-2020

Date of decision:25.03.2021

Rani

...Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Sushil Bhardwaj, Advocate,
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

Mr. Ram Mehar Sheokand, Advocate,
for respondents No.2 to 6.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Reply dated 17.03.2021 by way of affidavit of the Deputy Superintendent of Police, Sub Division Nangal, District Rupnagar, filed in the Registry, is taken on record.

Instant petition has been filed for the transfer of Sessions Case bearing No.51/2020, pending at the District & Sessions Court, Rupnagar, pertaining to FIR No.159, dated 09.12.2019, under Sections 120-B, 376-D and 506 IPC, registered at Police Station Nangal, District Rupnagar, to the competent court of jurisdiction at Karnal.

Learned counsel for the petitioner contends that the petitioner is residing with her parents and the family of her in-laws is residing in village Madhuban Sisri, Tehsil Gharaunda, District Karnal. There is a constant danger to the life of the petitioner at the hands of the private

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respondents during her appearance before the Court at Rupnagar in connection with the above-noted FIR. It is also stated that the petitioner has now been summoned for 05.04.2021.

The reply dated 17.03.2021 is read to submit that the daughter of the petitioner was examined on 10.03.2021 as a prosecution witness; that there are as many as 16 official prosecution witnesses and that if the case is transferred from Rupnagar to Karnal, all the official witnesses will have to travel Karnal, which will be a burden to the government exchequer.

At this stage, learned State counsel submits that if the petitioner while appearing before the Court at Rupnagar on 05.04.2021, still apprehends danger to her life at the hands of the private respondents, she may move an application before the Senior Superintendent of Police, Rupnagar, for redressal of her aforesaid grievance. It is also stated that on her doing so, the same will be considered sympathetically.

In view of the submission made by the learned State counsel during the course of hearing today, the present petition is disposed of with an observation that if the petitioner moves an application through e-mail or any other mode before the Senior Superintendent of Police, Rupnagar, seeking protection to her life at the hands of the private respondents during her appearance before the concerned court on 05.04.2021 or any other date as fixed by the concerned court, necessary protection be granted to her for the said purpose.

25.03.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No