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

CRM-M-42553-2021

Date of decision : 11.11.2021

Anita Mehta

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Vaneet Kumar Sharma, Advocate for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

In the present petition filed under Section 482 of Cr.P.C., primarily, two reliefs are sought. First relief is with respect to taking legal action against respondent Nos.5 and 6 for having allegedly defrauded the petitioner of an amount of Rs.96,69,850/-.

With respect to the first relief, learned counsel for the petitioner does not press the same and wishes to withdraw the present petition qua the first relief with liberty to avail alternative remedy in accordance with law.

Ordered accordingly.

Second prayer which has been made in the present petition is

for protecting the life and liberty of the petitioner and her family members.

Learned counsel for the petitioner has submitted that the petitioner has given a detailed representation dated 17.08.2020 (Annexure P-4) to respondent No.3-Senior Superintendent of Police. In paragraph 5 of the same, it has been stated that some unknown persons after entering into the house of the applicant, are threatening the petitioner and her family members, on account of which, there is apprehension to the life and liberty of the petitioner and her family members.

Learned counsel for the petitioner has further stated that the petitioner would be satisfied in case respondent No.3-Senior Superintendent of Police, is directed to look into the representation dated 17.08.2020 (Annexure P-4) on the limited aspect of protection of life and liberty of the petitioner and her family members and after considering the threat perceptions, takes appropriate action in accordance with law.

Notice of motion to respondent Nos.1 to 4 only.

On advance notice, Mr. N.K. Banka, DAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 4 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.3-Senior Superintendent of Police, looks into the representation dated 17.08.2020 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and her family members 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.3-Senior Superintendent of Police, to look into the representation dated 17.08.2020 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and her family members and after making necessary enquiries, respondent No.3 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 petitioner and it would be open to respondent No.3 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 petition is disposed of in the abovesaid terms.

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

11.11.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No