

135

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

CRWP-10083-2021

Date of decision : 22.10.2021

Navdeep Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. N.S. Dandiwal, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.
(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

Prayer in the present Criminal Writ Petition filed under Articles 226/227 of the Constitution of India is for issuance of directions to respondent Nos.2 and 3 to protect the life and liberty of the petitioner.

Learned counsel for the petitioner has submitted that the petitioner is a young girl of 20 years of age and has submitted a representation dated 15.10.2021 to respondent No.2-Senior Superintendent of Police, Moga (Annexure P-2), in which, she has detailed the facts with respect to her husband being an addict of intoxicants, who has given beatings to her and also done certain acts, on account of which, there is a reasonable apprehension to her life and liberty.

Learned counsel for the petitioner has stated that the petitioner would be satisfied in case respondent No.2-Senior Superintendent of Police is directed to look into representation dated 15.10.2021 (Annexure P-2) with respect to only protection of life and liberty of the petitioner and takes appropriate action in accordance with law.

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

On advance notice, Mr. Saurav Khurana, DAG, 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 15.10.2021 (Annexure P-2) with a limited prayer for only protection of life and liberty of the petitioner 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 15.10.2021 (Annexure P-2) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries and assessing the threat perception to the petitioner, 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 petitioner 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 petitioner, if involved in any case.

22.10.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No