

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(118)

CRWP-2437-2022

Date of decision: - 17.03.2022

Kawaljit Kaur

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Salinder Kumar Saini, Advocate, for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a criminal writ petition under Article 226 of the Constitution of India for the issuance of a writ in the nature of mandamus directing official respondent Nos.2 and 3 to protect the life and liberty of the petitioner and her minor child from the hands of private respondents.

Learned counsel for the petitioner has submitted that in the present case, the petitioner has given a representation dated 05.03.2022 (Annexure P-3) to respondent No.2, in which, he has given the facts, which shows that there is apprehension to the life and liberty of the petitioner and her minor child. It is submitted that the petitioner will be satisfied in case the present petition is disposed of with a direction to respondent No.2 to consider the representation dated 05.03.2022 (P-3) only on the limited aspect of threat to life of the petitioner and after

considering the threat perception, takes appropriate action thereon, in accordance with law.

Notice of motion to the respondents.

On advance notice, Mr. Sukhbeer Singh, AAG, Punjab, accepts notice on behalf of respondents No.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, Amritsar (Rural), looks into the representation (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioner and her child 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, Amritsar (Rural) to look into the representation dated 05.03.2022 (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries, respondent No.2 shall take appropriate action, in accordance with law.

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 other case.

March 17, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes
No