

116 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP No.2439 of 2022(O&M)

Date of Decision:17.03.2022

Sharanjit Kaur

.....Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Amritpal Singh Sohal, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

VINOD S. BHARDWAJ, J(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

The petitioner namely Sharanjit Kaur, has approached this Court under Article 226/227 of the Constitution of India read with Section 482 Cr. P.C., for seeking protection of her as well as her friend namely Gurlal Singh's life and personal liberty from private respondents No.4 and 5.

The contention of the petitioner is that she got married with respondent no.4 in the year 2011 but since the day of marriage, respondent no.4 did not perform the duties of husband towards the petitioner. It is further pleaded that petitioner has two children from the said wedlock namely Jasbir Singh aged 10 years and Simran Kaur aged 5 years. It is further pleaded that as no one helping the petitioner, her friend namely Gurlal Singh son of Jagir Singh, resident of Patti Baghu Aana, Vallah, Tehsil and District Amritsar, saved her from the hands of respondents no.4 and 5. Petitioner is major, aged 33 years. In support thereof, copy of the Aadhaar Card of pertaining to the petitioner has been appended. The petitioner apprehend threat to her as well as Gurlal Singh's

life and claim that there is a constant danger of being implicated in a false case.

Notice of motion restricted to respondents No.1 to 3 only.

Pursuant to supply of advance copy, Ms. Jaspreet Kaur, AAG., Punjab, has appeared and accepted notice on behalf of respondents No.1 to 3.

Learned counsel for the petitioners states that a representation dated 13.03.2022 (Annexure P-2) has also been submitted by the petitioners to the respondent No.2- Commissioner of Police, Amritsar.

Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioner as well as her friend namely, Gurlal Singh, is given. Without expressing any opinion on the merits of the case, the petition is disposed of with the directions to respondent No.2- Commissioner of Police, Amritsar to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-2) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against the petitioner as well as her friend namely, Gurlal Singh nothing in this order shall be construed as a bar for taking appropriate action by the police authorities in respect thereof in accordance with law.

The Registry is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.2- Commissioner of Police, Amritsar, for requisite compliance.

The petition is disposed of.

March 17, 2022

rekha sharma

**[VINOD S. BHARDWAJ]
JUDGE**

Whether speaking/reasoned : *Yes/No.*
Whether reportable : *Yes/No.*