

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRWP-2764-2022
Date of decision : 28.03.2022

Radha Kaushal

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.H.P.S.Ishar, Advocate
for the petitioner.

Mr.Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J.(ORAL)

Prayer in the present criminal writ petition filed under Article 226 of the Constitution of India is for issuance of directions to respondent nos.1 and 2 to protect the life and liberty of the petitioner.

It is the case of the petitioner that in the present case, the elder son of the petitioner is involved in some criminal cases and on account of the same, even the second son of the petitioner has now been taken in custody. It has further been submitted that the petitioner, her daughter-in-law and her married daughter are being repeatedly called to the police station without any jurisdiction.

Learned counsel for the petitioner has further submitted that the petitioner has given a representation dated 13.03.2022 (Annexure P-4) to respondent No.2 , in which, he has given detailed facts on the basis of which there is apprehension in the mind of the petitioner and her family with respect to their life and liberty.

Learned counsel for the petitioner has stated that he would be

officer above the rank of Superintendent of Police to consider the said representation and take action, in accordance with law.

Notice of motion to the respondents.

On advance notice, Mr. Praveen Bhadu, AAG, Haryana appears and accepts notice on behalf of the respondents and on a specific query put by this Court, he has stated that he has no objection in case Inspector General of Police Ambala Range, Ambala looks into the representation dated 13.03.2022 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and her family and takes appropriate action in accordance with law.

After considering the facts and circumstances of the present case, the present petition is disposed of with a direction to Inspector General of Police Ambala Range, Ambala to look into the representation dated 14.03.2022 (Annexure P-4) 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 and her family members, he 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 Inspector General of Police Ambala Range, Ambala, to make his independent enquiry/assessment with regard to the representation with a limited prayer aforesaid.

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

(VIKAS BAHL)
JUDGE

March 28, 2022

Davinder Kumar

DAVINDER KUMAR
2022.03.30 19:04
I attest to the accuracy and
authenticity of this order

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No