

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP No.3163 of 2022
Date of Decision: 08.04.2022

Sukhmandeep Kaur

...Petitioner

Versus

State of Punjab & others

...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. NPS Hira, Advocate
for the petitioners.

Mr. Tanvir Joshi, AAG, Punjab.

ANOOP CHITKARA, J.

Fearing for life and liberty at the hands of the private respondents no.4 and 5, the petitioner, invoking the fundamental right of life guaranteed under Article 21 of the Constitution of India, has come up before this Court seeking protection through the State.

On the last date of hearing, following order was passed by this Court:-

“Notices served upon the official respondent(s) No.1 to 3 through the State's counsel.

Given the serious nature of allegations, respondent No.2 to constitute an SIT and produce the petitioner (name withheld being minor) before the nearest concerned Judicial Magistrate. On such production, learned Judicial Magistrate shall interact with the child and after that would either send her to Child Care Center or to her parents, as per the result of interaction and wisdom of such Judicial Magistrate.

State to have instructions.

List on 08.04.2022. All the necessary actions be taken during course of the day.

There would be no need for a certified copy of this order, and any Advocate for the Petitioner and State can download this order and other relevant particulars from the official web page of this court and attest it to be a true copy. The concerned officer can also verify its authenticity and may download and use the downloaded copy for immediate use.”

In compliance of the aforesaid order, SIT was constituted and subsequently, the child was produced before the Judicial Magistrate concerned and custody of the child was handed over to her father and grand-mother.

Given above, no further order is required to be passed.

The petition is disposed of.

(ANOOP CHITKARA)
JUDGE

April 08, 2022
AK

Whether speaking/reasoned:
Whether reportable:

Yes
No.