

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

**CRWP No. 3464 of 2022 (O&M)
Date of decision: 25.04.2022**

P** and another**

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioners.

Mr. Deepak Kumar Grewal, DAG, Haryana.

Mr. Aditya Pal Singla, Advocate
for the private respondents.

Petitioner Payal in person along with
ASI Saroj Kumari.

ARVIND SINGH SANGWAN, J. (Oral)

At the very outset, Mr. Mohammad Arshad, Advocate has withdrawn his power of attorney, who was representing the petitioners.

Prayer in this petition, filed under Article 226 of the Constitution of India, is for issuance of directions to official respondents to protect the life and liberty of the petitioner at the hands of respondent Nos. 2 to 4.

In pursuance to order dated 18.04.2022, petitioner No. 1 'P' (name withheld) has been produced before this Court by ASI Saroj Kumari.

Learned State counsel has submitted that FIR No. 122 dated 03.04.2022 at Police Station Punhana has been registered under Section 363 IPC against petitioner No. 2 Sefali on a complaint given by respondent No. 7.

Learned State counsel further submitted that the statement of 'P' was recorded before the Illaqa Magistrate on 15.04.2022, on the basis of which, the Illaqa Magistrate has sent her to Nari Niketan, vide order dated

15.04.2022.

The police has now recorded the statement of 'P' on 24.04.2022, in which she has stated that she had gone out of her house and Sefali was standing in the street and when he gave something to her, she started feeling dizziness and in the meantime, three more boys came. Their names were Shoukat, Akhil and Sahil and they forcibly took her to the house of paternal aunt of Sefali, where, Sefali committed her rape.

On a Court query whether she has undergone a medical examination as per order of the Illaqa Magistrate, 'P' has submitted that since she was under threat at the hands of Sefali that he will kill her family members, she has refused to get her medical examination done, however, now she is ready to get herself medico-legally examined.

After hearing learned counsel for the parties, considering the aforesaid facts, the present petition is disposed of with a direction to the Superintendent of Police, Mewat-Nuh to ensure that till the time petitioner No. 2/Sefali is arrested, adequate protection be provided to 'P' as well as her family members.

The SHO, Police Station Punhana is also directed to depute a Lady police official and get the victim medico-legally examined at Civil Hospital, Nuh within a period of two days from today.

Victim 'P' is ordered to be set free from Nari Niketan and ASI Saroj Kumar shall hand over her custody to respondent No. 7.

25.04.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No