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

CRWP-3837-2022

Date of decision : 27.04.2022

Neetu Kumari

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Lalit Kumar Narang, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction in the nature of mandamus directing respondent Nos.1 to 3 to protect the life, limb and liberty of the petitioner and her family members from respondent No.4 who is husband of petitioner.

Learned counsel for the petitioner has submitted that the petitioners has given a representation dated 08.04.2022 (Annexure P-1) to respondent No.3-Station House Officer, Rohtak and has also given representation dated 18.04.2022 (Annexure P-3) to respondent No.2-Superintendent of Police, Rohtak, in which, it has been detailed that husband of the petitioner was involved in many criminal cases and was

remained in jail for 9 months and since his nature was abusive, thus, the petitioner alongwith children are residing with her parents and after release from the jail, the husband of the petitioner is again committing the acts so as to cause reasonable apprehension in the mind of the petitioner with regard to her life and liberty.

Learned counsel for the petitioner has further submitted that the petitioner would be satisfied in case, the present Criminal Writ Petition is disposed of with direction to respondent No.2-Superintendent of Police, to look into the representation dated 18.04.2022 (Annexure P-3) only with respect to protection of life and liberty of the petitioner and to take appropriate action in accordance with law.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Praveen Bhadu, AAG, Haryana, appears and accepts notice on behalf of respondent Nos.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-Superintendent of Police, looks into the representation dated 18.04.2022 (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioner 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-Superintendent of Police, to look into the representation dated 18.04.2022 (Annexure P-3) 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, respondent No.2 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 respondent No.2 to make his independent enquiry/assessment with regard to the representation with a limited prayer aforesaid.

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 case.

27.04.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No