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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-5317-2022

Date of decision : 01.06.2022

Suman

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sanchit Punia, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ in the nature of mandamus directing respondent Nos.2 and 3 to protect the life and personal liberty of the petitioner by providing adequate security/police protection to the petitioner and also not to allow respondent Nos.4 to 12 to interfere in the personal life of the petitioner.

Learned counsel for the petitioner has submitted that the petitioner was born on 01.01.2004 as is apparent from her Aadhaar Card (Annexure P-1) and has given a representation dated 28.05.2022 (Annexure P-2) to the Superintendent of Police, Hisar-respondent No.2, in which, averments have been made which would show that there is reasonable apprehension to the life and liberty of the petitioner.

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 28.05.2022 (Annexure P-2) 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 only 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 28.05.2022 (Annexure P-2) 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 28.05.2022 (Annexure P-2) 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.

01.06.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No