

116

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

CRWP-7100-2022

Date of decision : 26.07.2022

Anju Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ashish Bakshi, Advocate for
Mr. Ravi Malhotra, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Articles 226/227 of the Constitution of India praying for the issuance of directions to respondent Nos.1 to 4 to protect the life and liberty of the petitioner from the hands of private respondents.

Learned counsel for the petitioner has submitted that the petitioner is a 31 year old lady and has given a representation dated 13.06.2022 (Annexure P-6) to Director General of Police with respect to protection of her life and liberty and has further submitted that copy of the said representation would also be supplied to respondent No.3- Commissioner of Police, Amritsar within a period of two weeks from today.

It is contended that in the said representation, she has detailed the facts

which have caused reasonable apprehension in her mind 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.3-Commissioner of Police, Amritsar to look into the representation dated 13.06.2022 (Annexure P-6) 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 4 only.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab appears and accepts notice on behalf of respondent Nos.1 to 4 only and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.3-Commissioner of Police, Amritsar looks into the representation dated 13.06.2022 (Annexure P-6) 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.3-Commissioner of Police, Amritsar to look into the representation dated 13.06.2022 (Annexure P-6) 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.3 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.3 to make his independent enquiry/assessment with regard to the representation with a limited prayer aforesaid.

Learned counsel for the petitioner is directed to supply the copy of representation dated 13.06.2022 (Annexure P-6) to respondent No.3-Commissioner of Police, Amritsar within a period of two weeks from today.

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.

It is made clear that in case, the abovesaid representation is not supplied to respondent No.3-Commissioner of Police, Amritsar within a period of two weeks from today, then the present Criminal Writ Petition would be deemed to have been dismissed.

26.07.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No