

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-3753-2022

Date of decision :17.05.2023

MEGHA BAJAJ AND ANOTHER

... Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Priyanshu Kamra, Advocate
for the petitioner(s).

Mr. Harkanwar Jeet Singh, Asst. A.G., Punjab.

Mr. A.K. Khunger, Advocate
for respondent No.2.

JASJIT SINGH BEDI, J. (ORAL)

The present Criminal Writ Petition has been filed under Articles 226/227 of the Constitution of India is for issuance of directions to respondent Nos.2 and 4 to protect the life and liberty of the petitioners and to restrain the private respondent Nos.5 to 7 from harassing or interfering in the life of the petitioners.

On 20.09.2022, the following order was passed:-

“A short reply dated 20.09.2022 has been filed on behalf of respondent No.5 by the learned counsel for respondent No.5 by way of an affidavit of Raksh Bajaj son of Manohar Lal Bajaj, resident of street No.1, Gobind Nagri, Abohar, Tehsil Abohar, District Fazilka and the same is taken on record.

The learned counsel for the petitioners contends that despite a detailed order mentioning the articles to be recovered from the house of her father was passed on 22.08.2022 followed up by a subsequent order of

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08.09.2022, none of the articles including certificates, medals and mementos etc. have been provided to her.

On the contrary, a short reply way of an affidavit on behalf of respondent No.5, who is the father of petitioner No.1 has been filed wherein, an attempt has been made to show that money has been paid to the petitioner No.1 by the father. It is contended that the articles as mentioned in the order dated 22.08.2022 are not in the possession of respondent No.5.

I find this stand of respondent No.5 regarding making of payments to the petitioner No.1 completely irrelevant in the light of the order dated 22.08.2022, wherein the petitioner No.1 has specifically sought the return of her school certificates, medals, mementos and personal CPU/computer.

Therefore, the respondent No.4 is directed to accompany the petitioner and get recovered the documents and articles as mentioned in the order dated 22.08.2022.

The petitioner No.1 shall present herself before the Station House Officer-respondent No.4 at 10.00 AM on 28.10.2022 and accompany him to the residence of her father (respondent No.5).

Adjourned to 01.11.2022.

The learned State counsel submits that the statement of mother of Monika wife of Rakesh Bajaj (respondent No.5) son of Manohar Bajaj, the mother of petitioner No.1 was recorded as per which petitioner No.1 has taken away all the articles as mentioned in the aforementioned order dated 20.09.2022. She has also submitted that petitioner No.1 was at liberty to take any other article if so required from the house.

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In view of the above, no further orders are required to be passed by this Court.

Disposed of.

(JASJIT SINGH BEDI)
JUDGE

17.05.2023
JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No