

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

CRWP-5461-2023

Date of Decision: 20.09.2023

Manshi

...Petitioner

vs.

State of Haryana and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Ajay Dhankar, Advocate
 for the petitioner.

Mr. Rajinder Kumar Banku, Deputy Advocate General, Haryana.

Dr. Jaiveer Singh Malik, Advocate
for respondents No.6 to 10.

N.S.Shekhawat J. (Oral)

1. At the outset, learned counsel appearing on behalf of the petitioner submits that he shall confine his prayer only to the relief of issuance of directions to respondents No.2 to 4 to protect the life, liberty and property of the petitioner, at the hands of respondents No.6 to 10 and their accomplices. He further contends that for the other reliefs claimed in the present petition, he shall avail his alternative remedies in accordance with law. Learned counsel for the petitioner submits that the petitioner is an unmarried girl and a student. She is preparing for competitive exams and is staying in the village with her old widow mother. Learned counsel contends that at about 5.40 p.m. on 14.12.2022, the petitioner was attacked by respondents No.6 to 10 with their other accomplices. The local police was informed by dialing Number 112, but no action was taken against the accused. Learned counsel further submits that

the whole incident has also been recorded in CCTV cameras, but no action has been taken by the police, till date. The local police is hesitating for taking any action against respondents No.6 to 10 because of their political connections. The petitioner sent an e-mail on 03.03.2023 to the Superintendent of Police, Rohtak and also to the National Human Rights Commission and the Superintendent of Police, Rohtak was directed to take appropriate action against the private respondents, but no action has been taken in the present case.

2. A reply by way of affidavit of Deputy Superintendent of Police, Sampla, District Rohtak has been filed by respondents No.1 to 5. Learned State counsel submits that a complaint was received from Mrs. Sonam wife of Rajesh and on the basis of the said complaint, FIR No.504 dated 14.12.2022 under Sections 323, 506 and 34 of IPC was registered at Police Station, IT Rohtak. Learned State counsel further submits that after completion of the investigation, challan has already been presented in the Competent Court in the said case. Learned counsel further submits that another complaint was moved by Mrs. Sushila Devi wife of Balwan and on the basis of the said complaint, one FIR No.516 dated 22.12.2022 under Sections 325, 506 and 34 IPC was registered at Police Station IT, Rohtak against the private respondents and challan has also been presented in the said case. Learned State counsel submits that in case, any complaint is received from the petitioner with regard to threat to her life and liberty, an appropriate and necessary action shall be immediately taken in accordance with law. He has further assured the Court that the local police will ensure the protection of life and liberty of the petitioner.

3. I have heard learned counsel for the parties.

4. From the reply, it is evident that it is a case of version and cross-version and FIRs have already been registered against both the sides and the final report under Section 173 Cr.P.C. has already been presented in the Competent Court of law against both the parties. Both the parties shall be at liberty to avail their remedies before the trial Court, in accordance with law in the said trial proceedings. However, respondents No.2 and 3 are directed to ensure that no harm is caused to the petitioner and her old widow mother. Even, in case any representation is received from the petitioner with regard to threat to her life and liberty, respondents No.2 and 3 are directed to take necessary steps to ensure that the lives and liberty of the petitioner and her family members are protected, in accordance with law.

5. Needless to say that for other reliefs claimed in the present petition, the petitioner shall be at liberty to avail her alternative remedies in accordance with law.

6. Disposed of.

20.09.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No