

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

126

CRWP-10612-2023 (O&M)
Date of decision: 31.10.2023

Pooja Rani and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. K.V.S. Ahluwalia, Advocate for the petitioners.

VIKAS SURI, J. (Oral)

1. Prayer in the present criminal writ petition filed under Article 226/227 of the Constitution of India is for direction to respondent Nos.2 to 5 to protect life and liberty of the petitioners which is threatened at the hands of respondent Nos.6 to 8. It is pleaded that petitioner No.1 Pooja Rani had earlier left the house of her mother (petitioner No.2) and started residing with respondent No.6 Mamta Kaushal and at that stage petitioner No.1 and respondent No.6 had approached this Court by way of CRM-M-4878-2018 apprehending danger to their life and liberty. The said petition was disposed of vide order dated 05.02.2018 (Annexure P-1) directing the parties to appear before the Secretary, District Legal Services Authority-cum-District & Sessions Judge, Rupnagar. It is further submitted that thereafter petitioner No.2 had filed petition under Section 482 Cr.P.C. seeking direction to the official respondents to locate petitioner No.1 and protect

her life and liberty at the hands of respondent Nos.6 to 8 herein.

2. Learned counsel for the petitioners submits that now petitioner No.1 has left the company of respondent No.6 and has moved back to the house of her mother i.e. petitioner No.2. Apprehending threat at the hands of private respondents and seeking return of her articles which are in custody of Mamta Kaushal (respondent No.6), representation dated 26.10.2023 (Annexure P-3) was made to Senior Superintendent of Police, Nawanshahr. It is further submitted that petitioner No.1 has specifically sought protection of her life and liberty and that of her family, but to no avail.

3. Notice of motion to respondent Nos. 1 to 6 only at this stage.

4. Mr. Sarabjit Singh Cheema, DAG, Punjab, accepts notice on behalf the respondent Nos.1 to 6 and waives service. He has informed the Court that petitioner No.1 had appeared before Secretary, District Legal Services Authority-cum-District & Sessions Judge, Rupnagar and suffered a statement that she was major and was living with Mamta Kaushal of her own volition and as such the said petition was also disposed of vide order dated 16.11.2022 (Annexure P-2). Learned State counsel states that respondent No.3 will dispose of the representation, in accordance with law.

5. Learned counsel for the petitioners submits that petitioners would be satisfied in view of the submission made by learned State counsel and prays that the same be made time bound.

6. Heard learned counsel for the parties.

7. Without expressing any opinion on the merits of the case or commenting thereon and in view of the submissions noticed above, the present petition is disposed of with a direction to Senior Superintendent of Police, Nawanshahr-respondent No.3, to dispose of the aforesaid representation dated 26.10.2023 (Annexure P-3) within a period of three weeks from the date of receipt of a copy of this order.

October 31, 2023
sumit.k

(VIKAS SURI)
JUDGE

Whether speaking/reasoned :	Yes / No
Whether Reportable :	Yes / No