

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-10374-2024
Date of decision: 06.05.2024

SARABJIT KAURPetitioner

VERSUS

STATE OF PUNJAB AND OTHERSRespondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Ranjan Lakhanpal, Advocate and
Mr. Shubhkarman Singh Sandhu, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

Prayer in the present writ petition is for seeking issuance of directions to the respondents to abide by the order dated 07.08.2023 passed by this Court in CRWP No. 7924 of 2022.

Learned counsel appearing on behalf of the petitioner contends that the above said criminal petition had been filed by the petitioner for seeking protection of life and liberty for herself and her three minor children from the hands of private respondents No. 5 to 9. The matter was compromised between the parties, however, certain issues were pending. Recording the above said statement of the petitioner as well as the private respondents to solve the remaining difference amicably by interacting through their respective Counsel, the writ petition was disposed of and liberty was granted to the petitioner to come to the Court again if any need arises.

Learned Counsel contends that notwithstanding the aforesaid statement made by the counsel for the petitioner and respondents No. 5 to 9, the respondent did not visit the office of the

Advocate of the petitioner for resolving the minor issues for effective implementation of the compromise executed between the parties. Accordingly, COCP No. 652 of 2024 was filed which was dismissed by this Court vide order dated 27.02.2024 with liberty to make appropriate prayers before the appropriate Court. The petitioner has now filed the present writ petition for seeking issuance of directions to the respondents to abide by the said order.

Having heard learned counsel for the petitioner and on going through the documents appended alongwith the present writ petition, I find that the present writ petition is misconceived and is not maintainable. The CRWP No. 7924 of 2022 was disposed of by this Court on the statement made by the Counsel for the petitioner as well as by the respondents No. 5 to 9. Liberty was granted to the petitioner to approach the Court again if need arises.

In the event of any unfulfilled understanding, the same does not give rise to a cause of action to institute a fresh writ petition seeking mandamus against a private respondents and the right as granted, if any, is only to approach the very same Court where decision was passed on 07.08.2023. Finding that the present writ petition is misconceived, the same is dismissed. Liberty, is however, granted to the petitioner to move an appropriate application/petition as per law.

(VINOD S. BHARDWAJ)
JUDGE

MAY 06, 2024
Vishal sharma

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