



CRWP-4747-2024

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111 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRWP-4747-2024 (O&M)

Date of Decision: 22.05.2024

HARPREET KAUR

...Petitioner

V/S

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Arzoo Modi, Advocate (through V.C.)
for the petitioner.

Mr. Subhash Godara, Addl. AG Punjab.

HARPREET SINGH BRAR J. (Oral)

1. Present criminal writ petition has been filed under Article 226/227 of the Constitution of India seeking issuance of directions to respondents No. 2 and 3 for protecting the life and liberty of the petitioner and to restrain the private respondents No. 4 to 6, not to harass or interfere in the peaceful life of the petitioner.

2. Learned counsel for the petitioner submits that petitioner is the resident of District Ludhiana and was forcefully married with respondent No. 4 on 28.04.2011, against her wishes. Thereafter, from this wedlock, two children were born. After the marriage, respondent No. 4 and his family members started harassing and torturing the petitioner as respondent No. 4 is a drug addict and used to consume alcohol on daily basis and after consuming liquor, he used to give beatings to the petitioner. The private respondents also used to give beatings to the petitioner and many time thrown her out from the matrimonial house. Being aggrieved with the illegal actions of private

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respondents, the petitioner left the matrimonial house and went to her parental house, but they also did not allow her to live there. Thereafter, the petitioner started residing in the house of one Lalit Kumar s/o Janak Raj on rent, but the private respondents started threatening the petitioner and Lalit Kumar, who is helping her and providing shelter to her. The petitioner has submitted a representation dated 15.05.2024 (Annexure P-2) to respondent No. 2 but no action has been taken so far.

3. Notice of motion to official respondents only.

4. Mr. Subhash Godara, Addl. AG Punjab, who is present in the Court, accepts notice on for the official respondents. Learned counsel for the petitioners is directed to supply a copy of complete paper book to the counsel appearing for the State during the course of the day.

5. Without commenting upon the merits of the case, I dispose of this petition with the direction to respondent No. 2 to decide the representation of the petitioner (Annexure P-2) within a period of four weeks from the date of receipt of a copy of this Court and grant her protection, if there is any threat to her life and liberty in accordance with law. It is made clear that this order shall not be treated as an impediment to protect the petitioner from legal action for violation of law, if any, committed by her.

(HARPREET SINGH BRAR)
JUDGE

22.05.2023
Ajay Goswami

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No