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2024:PHHC:154109



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

CRWP-5210-2024

Date of decision:22.11.2024

GURDEV KAUR

...Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Arun Takhi, Advocate
for the petitioner.

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab.

Mr. Arnav Sood, Advocate
for respondents No.4 to 6.

KARAMJIT SINGH, J. (Oral)

Counsel for the petitioner *inter alia* submits that no doubt respondents No.4 to 6 have already vacated the premises in question in compliance of the earlier order dated 09.04.2024 (Annexure P-2) passed by Coordinate Bench of this Court. That however, even thereafter the aforesaid private respondents are extending threats to cause physical harm to the present petitioner who is mother of respondent No.4. It is further submitted that earlier also in this regard representations Annexure P-4 and Annexure P-5 were given by the petitioner but the police authorities failed to take any action. Counsel for the petitioner further submits that direction be given to respondent No.2 to assess the



threat perception and thereafter to take necessary steps in accordance with law to safeguard the life and liberty of the petitioner.

2. Counsel appearing on behalf of respondents No.4 to 6 submits that the possession of the premises in question is already handed over to the petitioner by respondents No.4 to 6 and further now the matter has been compromised between the parties and the private respondents never gave any threat to cause physical harm to the petitioner and that the earlier representations given by the petitioner were disposed of by the police authorities being found to be false. It is further submitted that the present petition also deserves to be dismissed.

3. Short reply by way of an affidavit of Dev Dutt Sharma, PPS, Deputy Superintendent of Police, Sub-Division City, District Hoshiarpur filed on behalf of respondents No.1 to 3 is taken on record along with copies of the statements of respondents No.4 to 6 i.e. Annexure R-1 to Annexure R-3.

4. Learned State counsel on instructions from ASI Gurbachan Singh submits that the private respondents have given in writing to the police authorities they will not cause any harm to the petitioner and that the present petition be disposed of in light of the said statements of respondents No.4 to 6.

5. Taking into consideration the facts and circumstances of the case, the present petition is hereby disposed of with direction to respondent No.2 to look into the matter and in case there is any such threat perception to the petitioner from the side of any person including

the private respondents then to take necessary steps in this regard as per law, to protect the life and liberty of the petitioner.

6. However, any observation made hereinabove is not to be construed as an expression of opinion on the merits of the case.

22.11.2024

Priyanka Thakur

(KARAMJIT SINGH)

JUDGE

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