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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-6198-2024 (O&M)
Date of decision: 03.07.2024

Asha Rani

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ashok Kumar, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. seeking issuance of direction to respondents No.1 to 3 to protect the life and liberty of the petitioner from the hands of respondent No.4 and to take legal action against him.
2. Learned counsel for the petitioner, *inter alia*, contends that marriage of daughter of the petitioner was solemnized with respondent No.4 and out of said wedlock, two daughters were born. Thereafter, respondent No.4 and his family members started harassing daughter of the petitioner for bringing less dowry and even she was subjected to cruelty on account of giving birth to two daughters instead of son. On 25.12.2022, respondent No.4 along with his family members, daughter and granddaughters of the petitioner, came

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to India and he started humiliating daughter of the petitioner and even gave beatings to minor granddaughters. In August, 2023, when daughter of the petitioner asked respondent No.4 that when they are going back, he said that he is not interested in living with her and daughters. On 27.09.2023, daughter of the petitioner found birth certificate of a child, in which name of respondent No.4 was mentioned as father and when she asked about the same, she was given beatings and it was told to her that marriage of respondent No.4 has been solemnized with another lady. The family members of respondent No.4 turned out daughter of the petitioner and her granddaughters from the matrimonial home. Thereafter, daughter of the petitioner along with her daughters came to her parental home and narrated the entire incident to the petitioner. On 08.10.2023, respondent No.4, in drunken condition, came to house of the petitioner and by pointing the pistol towards daughter of the petitioner, asked to divorce him with mutual consent, otherwise, he will kill all of them. In order to create terror, respondent No.4 is also posting photographs with pistol and daughter of the petitioner gave complaints to the police authorities. On 22.04.2024 at about 11.00/11.30 p.m., respondent No.4, in drunken condition, again came to house of the petitioner and gave beatings to her and her daughter and on hearing the noise, people from surrounding area came at the spot and rescued them. Thereafter, he took daughter and granddaughters of the petitioner with him and is not allowing them to talk with the petitioner and by coming in the vicinity of house of the petitioner, he hurled filthy abuses, therefore, the petitioner is apprehending danger to her life and liberty from the hands of respondent No.4. The petitioner approached respondent No.2 by

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submitting the representation dated 15.05.2024 (Annexure P-5), but till date, no action has been taken thereon.

3. Learned counsel for the petitioner further submits that the petitioner would be satisfied, in case a direction is issued to respondent No.2 to consider and decide the representation dated 15.05.2024 (Annexure P-5) submitted by her in a time bound manner.

4. Notice of motion to the official respondents only.

5. On asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab, accepts notice on behalf of respondents No.1 to 3-State. Learned counsel for the petitioner is directed to supply copy of complete paperbook to learned State counsel during course of the day.

6. Keeping in view the prayer made by the petitioner and without commenting anything on the merits of the case, present petition is disposed of with a direction to respondent No.2 to consider and decide the representation dated 15.05.2024 (Annexure P-5) submitted by the petitioner within a period of four weeks from the date of receipt of certified copy of this order, in accordance with law.

03.07.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No