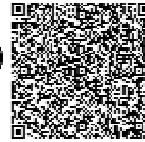


2024.PHHC.155109



304.

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

CRWP-6973-2024 (O&M)

Date of decision: 25.11.2024

Harshdeep (minor through Karamjeet Kaur)

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Prikshit Thakur, Advocate, for the petitioner.

Ms. Manjot Kaur, AAG, Punjab.

Mr. Devinder Singh, Advocate (Legal Aid Counsel),
for respondent No.4.

Mr. Rajiv Vij, Addl. P.P., U.T., Chandigarh

GURBIR SINGH, J.(Oral)

1. Present criminal writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus for directing respondents No.2 and 3 to protect the life and liberty of the petitioner, who is minor, at the hands of private respondents No.4 to 6.

2. Vide order dated 24.07.2024, while issuing notice of motion in the case, respondent No.2-Senior Superintendent of Police, Rural, Jalandhar was directed to ensure that no harm is caused to the minor. On 05.08.2024, the petitioner Harshdeep was produced in the court and she stated that she was beaten up by her mother i.e. respondent No.4. She was ordered to be sent to Aashiana (Specialized Adoption Agency) & Snehalaya for Girls

(Children's Home), Sector 15, Chandigarh. Thereafter, respondent No.4 filed an application before this court, seeking custody of the petitioner (minor) being her mother/guardian and vide order dated 12.11.2024, petitioner was directed to be produced before this Court.

3. Pursuant to aforesaid order, SI Ajmer Singh, AHTU, Sector 17, Chandigarh, with lady Constable Anita and Manju, Caretaker, Aashiana Home, Sector 15, Chandigarh, have produced the minor Harshdeep in Court today. Her statement has been recorded separately today wherein she has stated that she does not want to stay anymore in Aashina Home and wants to go back home and to live with her mother i.e. respondent No.4.

4. Counsel for the petitioner has no objection if the petitioner is allowed to be discharged from Aashina Home, Sector 15, Chandigarh and to accompany with her mother i.e. respondent No.4.

5. In view of the statement of the petitioner (minor), it is ordered that the petitioner (minor) be released from Aashina Home, Sector 15, Chandigarh and is allowed to accompany her mother i.e. respondent No.4.

6. Present petition stands disposed of accordingly.

7. All pending applications, if any, shall also stand disposed of.

8. Copy of this order be given to Mr. Rajiv Vij, Addl. P.P., U.T., Chandigarh under the signature of Bench Secretary to this Court, for compliance.

(GURBIR SINGH)
JUDGE

November 25, 2024

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