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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-7338-2024 (O&M)
Date of decision: 01.08.2024

Sandeep

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Arjun Atri, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present criminal writ petition has been filed under Article 226 of the Constitution of India seeking issuance of direction to respondents No.2 & 3 to protect the life and liberty of the petitioner from the hands of respondents No.4 to 9.
2. Learned counsel for the petitioner, *inter alia*, contends that marriage of the petitioner was solemnized with one Massa in the year 2012 and out of this wedlock, three children i.e. two daughters and one son, were born. On 02.07.2023, when the petitioner was alone at her house, private respondents No.4 to 9 entered into the house and they abused her and gave beatings to her and her shirt was also torn by them. Thereafter, the matter was reported to

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Police Station Badshahpur, but no action was taken, as the private respondents are influential persons. On 01.06.2024, at about 06.00 p.m., finding the petitioner alone at home, the private respondents entered her house and abused her. The petitioner was having pregnancy of three months at that time. The private respondents gave fist blows to the petitioner and outraged her modesty, as they caught hold of her chest, due to which, the petitioner suffered severe pain in her abdomen. When she raised hue and cry, no one came to her rescue. The private respondents, after giving beatings to the petitioner, left the spot and threatened her to kill her, if she reported the matter to the police. Thereafter, the petitioner was admitted to Civil Hospital, Samana and in view of her critical condition, she was referred to Rajindera Hospital, Patiala. On reporting the matter to the police by the authorities of Civil Hospital, Samana, police officials from Police Station Samana reached in the hospital and recorded statement of the petitioner. The petitioner was checked up at Rajindra Hospital, Patiala and it was told to her that her child is at risk and suggested her to abort the child. Thereafter, abortion of the petitioner was conducted at Rajindra Hospital, Patiala.

3. Learned counsel for the petitioner further contends that the petitioner along with her husband approached the Police Station Ghagga, but the police authorities of said police station refused to take any action against respondents No.4 to 9. Having left with no other option, the petitioner made the written complaints of even date i.e. 19.06.2024 (Annexure P-1) to



respondents No.2 & 3 as well as to the Director General of Police, Punjab, but till date, the said complaints have not been decided.

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 complaints/representations dated 19.06.2024 (Annexure P-1) 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 the 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 complaints/representations dated 19.06.2024 (Annexure P-1) 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.

01.08.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No