



246

**IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH****CRWP-8634-2022 (O&M)****Date of Decision: 30.07.2024****SIMARDEEP KAUR****...Petitioner****V/S****STATE OF PUNJAB AND OTHERS****...Respondents****CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present: Mr. Ashok Kumar Khunger, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG Punjab.

HARPREET SINGH BRAR J. (Oral)

Present criminal writ petition has been filed under Article 226/227 of Constitution of India seeking issuance of direction to respondents No. 1 to 3 to protect the life, liberty and property of the petitioner, her children and mother Parkash Kaur from respondents No. 4 and 5.

Learned counsel for the petitioner *inter alia* contends that after the marriage of the petitioner was solemnized with respondent No. 4-Gurpreet Singh, the parents of petitioner were not agreeing. However, subsequently the marriage was solemnized with the consent of parents of the petitioner. The husband of the petitioner was addicted to various drugs and, therefore, his services were terminated. Petitioner was appointed to the post of Assistant Librarian in the University Constituent College Guruharsahai. On 27.02.2021, respondent No. 4-Gurpreet Singh gave beatings to the petitioner and demanded money and she has called the police helpline. Thereafter, the matter was compromised. Respondent No. 4 is not giving any maintenance to the petitioner and petitioner was compelled to file a petition under Section 20 of Hindu Adoption and Maintenance Act. Both the children of the petitioner are studying in the S.U.S. P.U. Constituent College, Guruharsahai and respondent No. 4 is

**CRWP-8634-2022 (O&M)****-2-**

take the custody of the children from the School/College and the Principal of the College has also written a letter to the petitioner in this regard and her husband has been debarred from entering the College campus. Now the private respondents are threatening the petitioner to withdraw the maintenance case filed on behalf of the minor children, otherwise a threat has been given to the effect that the petitioner and her mother will be eliminated and as such the petitioner apprehends danger to her life and liberty. In this regard, she has made representation on 27.07.2022 (Annexure P-2).

Per contra, learned State counsel on instructions from ASI Om Parkash submits that no specific instance has been amplified in the petition, which would remotely suggest that there is any apprehension of threat to the life and liberty of the petitioner and it is a matrimonial dispute and the veracity of the allegations made by the petitioner were thoroughly examined by the jurisdictional police authorities but no truth has been found in the said allegations and the present petition is found to be a misconceived one.

Having heard learned counsel for the parties and after perusing the record, it transpires that no specific instance has been pleaded in the present petition and the manner and the date on which any threat has been extended to the petitioner.

In view of the above, the present petition is dismissed with a cost of Rs. 10,000/- to be deposited in PGIMER Poor Patient Welfare Fund, Chandigarh, within a period of one month from today.

(HARPREET SINGH BRAR)
JUDGE

30.07.2024
Ajay Goswami

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No