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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38057-2024 (O&M)
Date of decision: 06.08.2024

Palwinder Kaur

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. J.S. Mahal, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking issuance of appropriate directions to respondents No.2 & 3 to look into the representation dated 22.05.2024 (Annexure P-4) submitted by the petitioner and to take action against the private respondents.
2. Learned counsel for the petitioner, *inter alia*, contends that marriage of the petitioner was solemnized with respondent No.4 on 05.02.2023 according to Sikh rites and ceremonies, in which gold articles were given to

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her in-laws and as istridhan to her. The parents of the petitioner also gave Bajaj Pulsar motorcycle 125 CC and other household items. All the gold articles are in possession of her in-laws and they are misappropriating the same. The petitioner was harassed on account of bringing less dowry. She waited for some days with the hope that their behaviour would change and many times, she was given beatings and was turned out of her matrimonial home. It is further submitted that respondent No.4 demanded more dowry and on the asking of father-in-law, mother-in-law and sister-in-law of the petitioner, he used to beat her. Thereafter, with the intervention of respectables and relatives, the matter was compromised and in-laws of the petitioner apologized and she was sent to matrimonial home. On 06.05.2024, when the petitioner was pregnant, respondent No.4, his father, his mother and his sister, gave kick blows, slaps and foot blows to her. When the petitioner refused to take the medicine brought from some 'baba' by her in-laws, she was given kick blows in her stomach, due to which, she caused miscarriage. The petitioner informed about the incident to her sister Harjit Kaur and she called at 112 and her sister along with her father went to her matrimonial home at about 08.30 a.m. On their reaching to her matrimonial home, her mother-in-law, by catching hair of her sister, gave slaps on her face and one Malkit Singh, who was also present, also gave slaps to her sister and he molested dignity of her sister. The private respondents gave beatings to her sister and her father and even removed his



turban and caused injuries to them. Thereafter, they went to Civil Hospital, Gurdaspur and got themselves medically examined and the doctor prepared their MLRs. The petitioner remained admitted in the hospital. The copies of MLRs of the petitioner and her sister Harjit Kaur are attached with the present petition as Annexures P-1 and P-2, respectively. It is also submitted that the police of Police Station Sadar Gurdaspur recorded the statement of the petitioner, but no action was taken against the private respondents. Having left with no other option, the petitioner approached respondent No.2 by sending the representation dated 22.05.2024 (Annexure P-4) through email and till date, the same has not been decided.

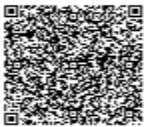
3. Learned counsel for the petitioner further submits that the petitioner would be satisfied, in case a direction is issued to respondent No.2 to consider and decide the representation dated 22.05.2024 (Annexure P-4) submitted by her in a time bound manner.

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

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with a direction to respondent No.2 to consider and decide the representation dated 22.05.2024 (Annexure P-4 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.

06.08.2024
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[HARPREET SINGH BRAR]
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No