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

CRWP-9994-2024

DATE OF DECISION: 11.12.2024

**HARMANPREET KAUR THROUGH HER NEXT FRIEND AND
ANR**

...PETITIONERS

Versus

STATE OF PUNJAB AND ORS

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Vishal Sharda, Advocate for the petitioner(s).

Mr. Jaspal Singh Guru, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This petition has been filed under Article 226 of Constitution of India with the prayer to issue directions to respondents No. 2 & 3 to provide adequate security to the life and liberty of petitioner at the hands of respondents no. 4 to 7 and for seeking the grant of adequate security, the petitioners also moved representation dated 12.10.2024 (Annexure P-3), but the same has not adhered to.

Today affidavit of Sartaj Singh Chahal, IPS, Senior Superintendent of Police, District Sangrur has been filed on behalf of respondents No. 1 to 3, the same is taken on record. Copy of the same has been furnished to the counsel opposite. He has referred to the relevant part of the status report which is reproduced below :-

5. That it is submitted that as per the report and on the perusal of the complete record, the following points have come on



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record, which are stated herein below for the kind perusal of the Hon'ble Court:

1. That FIR no. 54 dated 19.10.2024 under Section 137(2), 96 BNS was registered at Police Station Dharamgarh, district Sangrur on the complaint of Gurmeet Kaur wife of Major Singh (mother of petitioner no. 1) against Ravi Singh (Petitioner no. 2).

II. That after getting the knowledge of the order dated 22.11.2024 passed by this Hon'ble Court, further sincere efforts were made to locate the petitioners no. 1 and 2 and during this period the petitioner no. 1 namely Harmanpreet Kaur was produced by the relative of petitioner no. 2 namely Jarnail Singh on 02.12.2024 at Police Station Dharamgarh, district Sangrur.

III. That thereafter, petitioner no. 1 was taken to Civil Hospital, Sunam for getting her medical conducted in accordance with law, where the petitioner no. 1 Harmanpreet Kaur refused to get her medical conducted.

That after which the petitioner no. 1 Harmanpreet Kaur was taken to the Ld. Court at Sunam for getting her statement under Section 183 BNSS recorded.

IV. That petitioner no. 1 Harmanpreet Kaur got recorded her statement before the Ld. JMIC, Sunam, whereby she stated that she wanted to marry Ravi Singh (petitioner no. 2), but her parents did not agree to the same, because of which she ran away from her parents' house as per her own wish. That she also stated that neither she wants to go to her parents' house nor does she want to meet them. That the Ld. JMIC, Sunam (Duty) also recorded the same in the order dated 02.12.2024. The copy of the Order dated 02.12.2024 passed by Ld. JMIC Sunam (Duty) is attached as Annexure R-1.

V. That after getting the statement of petitioner no. 1 recorded, she was produced before the Child Welfare Committee, Sangrur on 02.12.2024 itself, whereby the committee directed to get the



general medical of the petitioner no. 1 conducted, for necessary action in regard to the need, care and protection of the child.

VI. That in compliance of the direction of the Child Welfare Committee, Sangrur, the medical of petitioner no. 1 was got conducted from Civil Hospital, Sangrur, but due to paucity of time the ECG could not be conducted, thus, she was kept under observation of a lady constable at Old Age Home, Badrukhan, Sangrur as per the order of Child Welfare Committee, Sangrur.

VII. That thereafter, on 03.12.2024 the complete medical of Petitioner no. 1 was conducted and she was again produced before the Child Welfare Committee, Sangrur. That on 03.12.2024, the Child Welfare Committee passed the order vide endorsement no. 594-597/CWC/SNG dated 03.12.2024 for placement of the child (Petitioner no. 1) at Children's Home, Gandhi Vanita Ashram, Kapurthala Road, Jalandhar. The copy of order passed by the Child Welfare Committee, Sangrur vide endorsement no. 594-597/CWC/SNG dated 03.12.2024 is attached as Annexure R-2.

VIII. That in compliance of the above-said order dated 03.12.2024 passed by the Child Welfare Committee, Sangrur, the petitioner no. 2 was got admitted at Children's Home, Gandhi Vanita Ashram, Kapurthala Road, Jalandhar on 03.12.2024 itself.

6. That it is further submitted that sincere efforts were made to arrest the petitioner no. 2/accused namely Ravi Singh in FIR no. 54 (Supra) and he was arrested on 10.12.2024, in accordance with law. That now further investigation is being conducted and after concluding the same, Challan will be submitted before the Ld. Court in accordance with law.'



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From above, it is evident that the alleged minor girl namely Harmanpreet Kaur has been traced and now after getting her statement reocrded before the JMIC, Sunam wherein she has stated that she does not want to go with her parents and even not inclined to meet them.

In such circumstances, she was produced before the Child Welfare Committee, Sangrur who passed the order dated 03.12.2024 for placement of the child at Children’s Home, Gandhi Vanita Ashram, Kapurthala Road, Jalandhar.

Learned State Counsel informs that petitioner No.2 has also been arrested in the FIR which was got registered by private respondent No.5

In light of the above, nothing survives in the present petition, therefore, counsel for the petitioners does not wish to press this petition, hence, prays for withdrawal of the same.

Allowed as prayed for.

Petition stands dismissed as withdrawn.

(SANDEEP MOUDGIL)
JUDGE

11.12.2024
anuradha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>