



241 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Mandeep Kaur and others ...Petitioners

State of Punjab and others ...Respondents

Present: Mr. A.S. Barnala, Advocate for the petitioners.

Mr. Akshay Kumar, AAG, Punjab.

Mr. Nitish Garg, Advocate
for respondent No.7.

ANOOP CHITKARA, J.

Apprehending threat to their life and liberty at the hands of the private respondents, the petitioners, invoking the fundamental right of life guaranteed under Article 21 of the Constitution of India, have come up before this Court seeking protection through the State.

2. Status report on behalf of the State has been handed over and the same is taken on record.

3. If the allegations of apprehension of threat to life turn out to be true, it might lead to an irreversible loss. Thus, in the facts and circumstances peculiar to this case, it shall be appropriate that the concerned Superintendent of Police, or any officer to whom such powers have been delegated or have been authorized in this regard, provide appropriate protection to the petitioners for two weeks from today. However, if the petitioners no longer requires the protection, then at their request, it may be discontinued even before the expiry of two weeks. After that, the concerned officers

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shall extend the protection on day-to-day analysis of the ground realities or upon the oral or written request of the petitioners.

4. The protection is subject to the stringent condition that from the time such protection is given, the petitioners shall not go out of their house unnecessarily and shall certainly refrain from attending parties, bars, picnics or any area that may pose a risk to their life. The SHO should send police officer(s) to petitioners' home to assess the required level of security. Once the assessment is done, the officer should provide adequate security without the petitioners having to contact them.

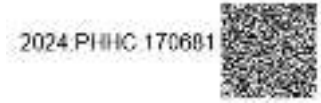
5. It is clarified that if the petitioners visit any disputed place and the security officer become aware of it, they should advise the petitioners to avoid going there. If the petitioners still insist on going, the officer has the right to return to the police station due to petitioners' defiance of the order.

6. It is clarified that there is no adjudication on merits and that this order is not a blanket bail in any FIR. It is further clarified that this order shall not come in the way if the interrogation of the petitioner are required in any cognizable case. It shall also be open for the petitioners to approach this Court again in case of any fresh threat perception.

7. **This order shall eclipse after fifteen days from today.**

8. Since this order shall eclipse after fifteen days, and after that if the concerned Officer wants to provide any further security, he/she may provide at his/her own level and not based on the order of this Court. It is clarified that under protection, the petitioners shall refrain from attending parties, bars, picnics or any area that may pose a risk to their life and try to confine to their work place/home.

9. *There would be no need for a certified copy of this order, and any Advocate for the Petitioners and State can download this order and other relevant particulars from the official web page of this court and attest it to be a true copy. The*



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concerned officer can also verify its authenticity and may download and use the downloaded copy for immediate use.

Petition is allowed to the extent mentioned above. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

19.12.2024
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Whether speaking/reasoned: Yes
Whether reportable: No.