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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-11861-2024 (O&M)
Date of decision: 10.12.2024

Jasbeer Kaur

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vipul Aggarwal, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

1. Prayer in the present criminal writ petition filed under Article 226 of the Constitution of India is for issuance of a writ, order or direction to the official respondents to protect the life and liberty of the petitioner from the hands of respondents No.4 to 6 and further to decide the representation dated 05.11.2024 (Annexure P-2) submitted by her, by passing a speaking order, in a time bound manner.
2. Learned counsel for the petitioner wishes to withdraw the present petition, however, confines his prayer to the extent that the petitioner being a household lady, is being called by the male police official in the police station

in complete violation of the provisions contained in Section 160 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') [*now Section 179 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS')*]. In this regard, learned counsel for the petitioner relies upon a judgment of the Hon'ble Supreme Court in ***Smt. Nandini Satpathy Vs. P.L. Dani and another, AIR 1978 Supreme Court 1325.***

3. Learned State counsel appears on advance notice and submits that the jurisdictional police officials are duty bound to follow the drill of Section 160 of Cr.P.C. (*now Section 179 of BNSS*) as well as the mandate of law as laid down by the Hon'ble Supreme Court in ***Smt. Nandini Satpathy's*** case (*supra*).

4. Present petition is dismissed as withdrawn, as prayed for.

[HARPREET SINGH BRAR]
JUDGE

10.12.2024
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No