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IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRWP-816-2025 (O&M)  
Date of decision: 27.01.2025

Urmila

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

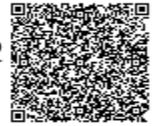
Present: Mr. Aakash Rana, Advocate for  
Mr. Sandeep Kumar, Advocate  
for the petitioner.

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HARPREET SINGH BRAR, J. (ORAL)

1. Present criminal writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus directing respondents No.2 & 3 to protect the life and liberty of the petitioner from the hands of respondents No.4 & 5 and further to issue a direction to consider and decide the representation dated 03.12.2024 (Annexure P-3) submitted by the petitioner.
2. Learned counsel for the petitioner, *inter alia*, contends that the petitioner is a senior citizen and is 78 years of age and she is suffering from

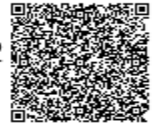
2025:PHHC:011222



various age related ailments and respondents No.4 & 5 are her son and daughter-in-law, respectively. During his lifetime, husband of the petitioner sold his self-acquired property and purchased a house in Ludhiana in the name of respondent No.4-son with the hope that he would look after them in their old age times. After death of husband of the petitioner in the year 2018, respondents No.4 & 5 started misbehaving with the petitioner and they stopped giving food and medicines to her and even they threw her out of the house. Thereafter, nephew of the petitioner, namely Ganesh Garg, started looking after her. Respondents No.4 & 5 threatened him to throw the petitioner out of the house, else they would kill him or would implicate him in a false case. Even respondent No.4 made various false complaints against nephew of the petitioner, namely Ganesh Garg, on the ground that he kidnapped the petitioner and on some other false grounds. However, the said complaints stand dismissed and he concealed the said fact from the Court. Respondent No.4 is habitual litigant and he misused the legal aid services provided to the litigants free of cost, despite the fact that he is financially sound.

3. Learned counsel for the petitioner further contends that the petitioner filed a petition under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (for short 'the Act') before learned Tribunal constituted under the Act, against respondents No.4 & 5 and others, which stands allowed vide order dated 23.10.2020 (Annexure P-1) and respondents

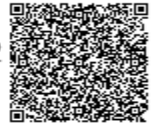
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No.4 & 5 were directed to pay maintenance of Rs.5,000/- per month to the petitioner and also to allow her to live in her house. However, when respondent No.4 failed to comply with the order dated 23.10.2020 (Annexure P-1), the petitioner filed an execution petition before learned Tribunal, which passed the order dated 16.07.2024 (Annexure P-2), where it is recorded that respondent No.4 refused to comply with the order dated 23.10.2020 (Annexure P-1), as such, learned Tribunal, vide order dated 16.07.2024 (Annexure P-2) directed the concerned police station to take action against respondent No.4 under the Act. However, till date, the jurisdictional police authorities have not taken any action against respondent No.4 in compliance of the order dated 16.07.2024 (Annexure P-2). Now, respondent No.4 is threatening the petitioner to kill her, if she followed her case for compliance of the orders dated 23.10.2020 and 16.07.2024 (Annexures P-1 & P-2) passed by learned Tribunal. Thereafter, the petitioner approached the Commissioner of Police, Ludhiana by submitting a representation dated 03.12.2024 (Annexure P-3) to protect her life and liberty, but till date, no action has been taken thereon.

4. 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 03.12.2024 (Annexure P-3) submitted by her in a time bound manner.

5. Notice of motion to the official respondents only.



6. 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.

7. Keeping in view the prayer made by the petitioner and without commenting anything on the merits of the case, present petition is disposed of with a direction to respondent No.2 to consider and decide the representation dated 03.12.2024 (Annexure P-3) 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.

**[ HARPREET SINGH BRAR ]**  
**JUDGE**

27.01.2025  
*vishnu*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No