



CRWP-11276-2024

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

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CRWP-11276-2024

Date of decision : 13.05.2025

RXXXX

..... Petitioner

V/S

State of Haryana and Ors.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. A.S.Gulati, Advocate for petitioner.

Ms. Ambika Sood, Addl. A.G., Haryana.

AMARJOT BHATTI J. (ORAL)

1. Petitioner filed this petition under Article 226 of the Constitution of India for issuance of direction in the nature of mandamus directing official respondents No.1 to 3 to protect life and liberty of petitioner from the hands of private respondents No.4 to 6 who are harassing and threatening to kill her as FIR No.432 dated 25.10.2024, under Sections 12, 17, 8 of POCSO Act, 2012 and Sections 115, 332(c), 351(2), 79 of BNS, 2023, at Police Station Ladwa, District Kurukshetra, Haryana (Annexure P-1) has been lodged at her instance.

2. Learned counsel for petitioner pointed out that there is constant threat to the petitioner and she is being pressurized to withdraw the allegations levelled in the aforesaid FIR. Petitioner had given representations to Superintendent of Police, Kurukshetra dated 25.10.2024 (Annexure P-1), 10.11.2024 (Annexure P-3) but no action has been taken. Even challan has been presented in the aforesaid FIR which is Annexure P-2.



3. Learned counsel representing State filed status report confirming the registration of FIR at the instance of present petitioner. It is pointed out that the investigation has been completed. Accused referred in para No.4 of the status report, 03 in number were joined in investigation and on the basis of their birth record, they were declared juvenile. Inquiry report has been presented before the competent court and it is fixed for 18.02.2025 for framing of charges. During investigation, other persons named were found to be innocent. At present, trial is pending. It is further pointed out that pertaining to the representations given by petitioner, joint statement of respondents No.7 to 12 has been recorded who claimed that they never threatened the petitioner, nor they will do it in future. Copy of their joint statement is Annexure R-3. Learned counsel representing State pointed out that at present there is no threat perception.

4. I have considered the aforesaid factual position. As per the status report after completion of investigation, inquiry report has been submitted before the competent court of jurisdiction and the trial in this case is yet to start. Present petitioner has apprehended threat to her life and liberty and it is further alleged that she is being pressurized by the private respondents No.4 to 12 to withdraw the allegations detailed in the FIR No.432 dated 25.10.2024 (Annexure P-1) .

5. In the light of aforesaid factual position, official respondents No.2 & 3 are directed to protect life and liberty of petitioner from the hands of private respondents No.4 to 12. Even though, statements of respondents No.7 to 12 have been recorded, petitioner is yet to appear as witness before the trial Court. Therefore, it is the duty of respondents No.2 and 3 to provide adequate protection to the petitioner. Therefore, in case, the petitioner has any apprehension or threat to her life and liberty, she may approach the official respondents No.2 and 3 who



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will take appropriate measures as and when required, considering the threat perception. With this direction, petition is accordingly disposed of.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

12.05.2025.

Sunil Devi

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No