



CRWP-11359-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-11359-2024 (O&M)

Date of Decision: 03.02.2025

POOJA RANI

...Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Hitesh Kumar Sammi, Advocate
for the petitioner.

Mr. Nitesh Sharma, DAG Punjab.

Ms. Malkit Kaur, Advocate
for respondent No. 4.

Harpreet Singh Brar, J. (Oral)

1. This petition has been filed under Articles 226/227 of the Constitution of India for issuance of direction to respondents No. 2 and 3 to provide adequate security and protection to the life, liberty and property of the petitioner and her 05 months old female child from the private respondent No. 4.

2. Learned counsel for the petitioner *inter alia* contends that petitioner is a helpless lady and mother of a 05 months old female child and respondent No. 4 is an influential person, who has got her husband framed in a false case and taking advantage of his absence, the respondent No. 4 is continuously demanding weekly protection and not letting her to run hotel and further on 27.10.2024, one anti social element was sent by respondent No. 4 to her hotel, who had beaten up the staff of the petitioner and gave threats to them at the instance of respondent No. 4 that in case the petitioner intends to run that hotel, she has to pay protection money, otherwise respondent No. 4 will not allow her

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to run that hotel and due to the threats extended by respondent No. 4, the business of the hotel of the petitioner has stopped and the petitioner is being defamed and on the date of incident the petitioner had called on the police helpline number, however, the local police has not responded. On 28.10.2024, respondent No. 4 stopped the petitioner and on 29.10.2024 the petitioner has made a detailed representation (Annexure P-1) to the respondent No. 2, however, no action has been taken on it so far. Thus, the petitioner was left with no other option but to approach this Court seeking protection to her life and liberty.

3. *Per contra*, learned counsel for respondent No. 4 submits that the present petition is totally misconceived one and filed just to pressurize the jurisdictional police authorities to refrain them from doing their duty. In fact the husband of the petitioner is member of an international gang and he is confined in jail with serious allegations of extortion and robbery and his application seeking regular bail has been declined by this Court on 08.01.2025 and the petitioner by filing the present petition is just trying to create pressure on respondent No. 4 to not to pursue his complaint against husband of the petitioner.

4. Learned State Counsel submits that the facts are apparent on the case file, thus the State of Punjab does not intend to file any reply to this petition. He further submits that the veracity of the allegations made by the petitioner have been dispassionately examined but no truth has been found in the same and further the CCTV footage provided by the petitioner does not indicate commission of any cognizable offence and further there is no threat to the life and liberty of the petitioner. However, he further submits that State is under



cognizable offence is found to have been made, the jurisdictional police authorities will take appropriate action in accordance with law.

5. In view of the specific stands taken by learned State counsel, no further directions are required to be issued in the present petition and the same is hereby disposed of accordingly.

(HARPREET SINGH BRAR)
JUDGE

03.02.2025
Ajay Goswami

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