



CWP-9438-2026

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

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CWP-9438-2026

Date of Decision: 30.03.2026

Gxxx Dxxx

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Ms. Navneet Kaur, Advocate for the petitioner

Mr. Arun Jindal, Additional Advocate General, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondent No.1 to enhance compensation awarded vide Award dated 21.10.2021 under Compensation Scheme for Women Victims/Survivors of Sexual Assault/Other Crimes- 2018 (for short '**2018 Scheme**').
2. The petitioner is a victim of sexual exploitation on the part of respondent No. 2, on the pretext of marriage while he was already married. On account of repeated sexual assaults, she became pregnant and gave birth to a male child. An FIR No.188 dated 08.08.2020 under Sections 376/506 of Indian Penal Code, 1860 read with Section 6 of POCSO Act was registered at Police Station City -I, Abhor. Learned Session Judge, Fazilka vide judgment dated 30.09.2021 sentenced accused to imprisonment of 10 years. District Legal Services Authority, Fazilka vide order dated 21.10.2021 awarded compensation of ₹4,00,000/- to the victim and ₹3,00,000 to the minor child. As per petitioner, awarded compensation is highly inadequate.

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3. Mr. Arun Jindal, Additional Advocate General, Punjab, who on advance notice is present in Court on behalf of respondent-State, submits that as per Clause 17 of 2018 Scheme, the petitioner has remedy to file appeal before Chairperson, District Legal Services Authority.

4. The petitioner is claiming that she could not file appeal on account of mental agony and physical problems which she suffered due to aforesaid incident. Learned District Legal Services Authority has awarded minimum amount of compensation.

5. Concededly, the petitioner has remedy to file appeal before Appellate Authority. The Appellate Authority has power to condone delay and there is no limitation *qua* period for condonation of delay, accordingly, the petition stands disposed of with liberty to petitioner to avail remedy of appeal as provided in the 2018 Scheme.

(JAGMOHAN BANSAL)
JUDGE

30.03.2026*Mohit Kumar*

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No