

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

Sr. No.112

CRWP-5174-2026

Date of Decision: 05.05.2026

TANIYA AND ANOTHER

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

....Respondents

CORAM: HON'BLE MS. JUSTICE MANDEEP PANNU

Present:- Mr. DPS Joura, Advocate
for the petitioners.

MANDEEP PANNU, J. (Oral)

1. The present writ petition under Articles 226 of the Constitution of India has been filed seeking issuance of a writ in the nature of mandamus directing respondents No. 2 and 3 not to illegally harass the petitioners (petitioner No. 1, being a minor, through his next friend petitioner No. 2) at the instance of the private respondents. It further seeks a direction to respondents No. 2 and 3 to restrain private respondents from interfering in the lives of the petitioners, who are residing together peacefully.

2. Learned counsel for the petitioners submits that the petitioner no.2 is major whereas petitioner No.1 is 17 years old. Both of them are living together against the wishes of the private respondents and seek appropriate protection from the authorities. They have submitted a representation dated 30.04.2026 (Annexure P-3) in this regard to the Superintendent of Police, Hisar, Haryana, but are still apprehensive about their security in view of the apparent inaction and alleged clout of their family members-respondents.



3. Notice of motion.

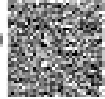
4. On the asking of the Court, Mr. Sushil Bhardwaj, Addl. A.G. Haryana, accepts notice on behalf of the official respondents. A copy of the paper-book be handed over to him during the course of the day.

5. The Coordinate Bench of this Court, while examining the issue of protection to the minors in the case of **P..... Minor Through Vikram v. State of Haryana and another** (CRWP-2139-2022 (O&M), decided on 28.03.2022) and other connected matters, i.e. CRWP-2140-2022 (O&M) and CRWP-2250-2022 (O&M), had disposed of the matter by issuing directions to the Senior Superintendent of Police to depute a Child Welfare Police Officer to produce the minor before the Child Welfare Committee constituted under the Juvenile Justice Act within a period of one week. Relevant directions are extracted as under:-

"26. In view of the above, the petitions are partly allowed with directions as under:-

1. The minor in all these cases happen to fall within the definition of child in need of care and protection as provided under section 2(14)(vii) (xii) of Juvenile Justice (Care and Protection of Children) Act, 2015. The Senior Superintendent of Police/Superintendent of Police of the respective districts shall depute a Child Welfare Police Officer to produce the minor/child before the Committee constituted under the Juvenile Justice (Care and Protection of Children) Act 2015.

II. The respective Committee shall conduct enquiry contemplated under Section 36 of the Juvenile Justice (Care and Protection of Children) Act 2015 and pass an appropriate order under section 37 of the said Act, by associating all the stakeholder, and to ensure that the objects of the Juvenile



Justice (Care and Protection of Children) Act 2015 are well served.

III. The Child Welfare Committee shall take appropriate decisions with respect to the boarding and lodging of the minor and also to conduct enquiry on all issues relating to and affecting safety and well-being of the child/minor.

IV. During the pendency of such adjudication and passing of orders as contemplated under Section 37 of the Juvenile Justice (Care and Protection of Children) Act 2015, the committee shall also take appropriate interim/decisions as regards placement of a child/custody of the child in need of care and protection.

V. The concerned SSPs/SPs shall also take appropriate steps as warranted by law against the threat perception to the minor as well as to their next friend, through whom the minors have approved this Court and to ensure that the respective petitioners are protected from any physical harm at the instance of the respondents in respective cases.

VI. The petitioners are directed to appear in the office of SSP/SP of the respective Districts within a period of 03 days from today, failing which the concerned SSP/SP shall depute a Child Welfare Police Officer to produce the minor before the Child Welfare Committee within a period of 01 week thereafter.

VII. The Child Welfare Committee constituted under the Juvenile Justice (Care and Protection of Children) Act 2015, shall send a compliance report to this Court."

6. In view of the above, the present petition is disposed of in the same terms as the judgment dated 28.03.2022, rendered in the case of **P.....Minor Through Vikram's case (supra)**. The petitioners are directed to appear before respondent No.2-Superintendent of Police, Hisar within 10 days. Upon their appearance, Superintendent of Police, Hisar is directed to

depute a Child Welfare Officer to produce the petitioner No.1 (minor) before the Committee constituted under the Juvenile Justice (Care and Protection of Children) Act, 2015, within a week. The other directions issued in the case of **P..... Minor Through Vikram’s case (supra)** shall also be applicable and complied with by all concerned.

7. Furthermore, Superintendent of Police, Hisar is further directed to consider the representation dated 30.04.2026 (Annexure P-3) qua threat perception and take appropriate steps to ensure that no harm is caused to the life and liberty of the petitioners.

8. It is nevertheless clarified that they would not be entitled for any protection against their arrest or continuance of any criminal proceedings, if otherwise, found to be involved in commission of any cognizable offence(s).

9. Pending application(s), if any, is/are disposed of.

05.05.2026

Anu

(MANDEEP PANNU)
JUDGE

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