



CRM-M No.14724 of 2022

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

222

**CRM-M No.14724 of 2022
Date of Decision:15.02.2025**

Chaya

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Kuldeep Singh Chaudhary, Advocate
for the petitioner (through VC).

Mr. Yuvraj Singh Tiwana, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. The instant petition has been filed under Section 482 Cr.P.C. for issuance of direction to protect the life and liberty of the school going girl namely Khushi aged 9 years and to take action against the accused persons under the POCSO Act.

2. Notice of motion in the present case was issued on 07.04.2022 and status report by way of affidavit of Mr. Bikramjit Singh Brar, PPS, Deputy Superintendent of Police, Sub Division Kharar-I, District SAS Nagar (Mohali) on behalf of respondents No.1 to 3 in compliance of order dated 07.04.2022 has been filed wherein it has been stated as under:-

“3. That with regard to the subject matter of the present petition, it is respectfully submitted that one complaint bearing No. 192/5D/PS Sadar Kharar dated 26/02/2022 was received at PS Sadar Kharar from Jasnoor and Chaya (petitioner) for taking action against Maniksha alias Manit Kumar, Jyoti Mahant, Rajesh Malik, Kuldeep



Rana and Fateh alias Dilpreet for encircling them around house No. 1220-A, Sector 123, Amazon City, Kharar and beating them and further threatening them to leave the area unless they shall be implicated in the false case of gender transitioning/change. It had been further alleged that on 20/02/2022, Maniksha alias Manik Kumar, Jhanvi and Jyoti Mahant called and threatened them to kidnap minor child named Khushi aged about 9 years from her school and rape her and caused damage to her private parts.

4. *That it is respectfully submitted that the said complaint had been marked to SI Jasmer Singh for necessary action. In pursuance thereof, SI Jasmer Singh looked into the contents of the complainant wherein, keeping in view the allegations of threat to peace and security raised by the complainants from Maniksha alias Manik Kumar, Jyoti Mahant, Rajesh Malik, Kuldeep Rana and Fateh alias Dilpreet, the preventive action under section 107/150 Cr.P.C. was initiated against the aforesaid persons by way of preparing Calandra vide DDR No. 28 dated 02/03/2022 (Annexure P-2) and presenting the same before the Ld. SDM, District SAS Nagar.*

5. *That it is respectfully submitted that the complainants and the alleged accused belong to Transgender community, who are having dispute amongst them with regard to the area for receiving congratulatory gifts because of which, they keep moving complaints against each other. In the present complaint also, the preventive action was initiated against the alleged accused in view of threat to*



peace and security and the Calandra was prepared and presented before the Ld. SDM, District SAS Nagar.”

3. Since the police have already taken appropriate action in the matter, therefore, no further orders are necessitated in the present petition.
4. Disposed of accordingly.

(NAMIT KUMAR)
JUDGE

February 15, 2025

Pankaj*

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