

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-19873-2015 (O&M)
Date of Decision: 17.07.2015

Sanjida and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

- 1. *Whether Reporters of the local papers may be allowed to see the judgment?***
- 2. *To be referred to the Reporters or not?***
- 3. *Whether the judgment should be reported in the digest?***

Present: Mr. Ferry Sofat , Advocate
for the petitioners.

Mr. S.S.Pannu, DAG, Haryana
for the State.

Mr. M.D.Khan , Advocate
for respondent No.7.

R.P. Nagrath, J. (Oral)

State has filed reply in the court today. Same is taken on record.

Prayer in the instant petition filed by the petitioners by invoking the inherent jurisdiction of this Court under Section 482 Code of Criminal Procedure for protection of their life and liberty from the hands of respondent Nos.3 to 9 on the basis that they have solemnized the marriage.

Learned counsel for respondent No.7 submits that petitioner No.1 is legally wedded wife of respondent No.7 and she could not have entered into marriage with petitioner No.2 as the marriage was already subsisting.

When the matter was listed on 15.6.2015, it was observed by this Court that Superintendent of Police, Mewat would consider plea of protection and grant them protection as found necessary. The petitioners were sent to the Protection Home at Mewat.

No useful purpose will be served presently for the petitioners to remain in the Protection Home without their consent any more. For that purpose the petitioners would be produced before the Chief Judicial Magistrate, Mewat and he will record the statements of both the petitioners as to whether they still want to stay in Protection Home and if not so, the Chief Judicial Magistrate, Mewat would order their release forthwith.

The petitioners would still be at liberty to make fresh representation to the Superintendent of Police seeking protection against threat to their life and liberty. The grouse of the respondent No.7 is that it was un-lawful alliance between the petitioners for which the respondent may have appropriate remedy to prosecute the petitioners for the offence of bigamy or any other provisions of law.

Instant petition is disposed of with a direction to Superintendent of Police and Incharge of the Protection Home, Mewat to produce the petitioners before the Chief Judicial

Magistrate, Mewat within three days of receipt of certified copy of this order and Chief Judicial Magistrate, Mewat would pass the appropriate orders in view of above directions.

**(R.P. Nagrath)
Judge**

17.07.2015
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