

In the High Court of Punjab and Haryana at Chandigarh

CRM No. M-32368 of 2014
Date of decision: 15.01.2015

Murti Devi and another

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: None for the petitioners.
Mr.Rajiv Doon,Assistant
Advocate General,Haryana
Respondent No.6 in person
alongwith his counsel
Mr.Ashok K.Sharma(Bhana),
Advocate

SABINA, J.

Petitioners have filed this petition under Section 482 of the Code of Criminal Procedure,1973 for directing respondents No. 1 to 4 to protect the life and liberty of the petitioners and further directing respondent No.4 not to register a case against the petitioners at the behest of respondents No. 5 and 6.

At the time of issuance of notice, following order was passed by this Court on 18.9.2014:-

“Instant petition has been filed seeking protection of life and liberty of the petitioners from respondents no. 5 and 6. The petitioners assert that they are major and as there is no legal

impediment, they have got married. They have already moved representation dated 15.09.2014 (Annexure P5) to respondent no.3-Superintendent of Police, Jind, for protecting their life and liberty.

Learned counsel for the petitioners, after seeking instructions from petitioner no.2 states that in order to show his bona fide, petitioner no.2 will deposit a sum of ₹1,00,000/- in the form of FDR for three years in favour of petitioner no.1 within one week. An affidavit of petitioner no.2 dated 18.09.2014 to the above effect has been filed in Court which is taken on record.

Notice of motion for 25.09.2014.

If the process fee is not deposited by counsel for the petitioners, the Registry shall issue notice to the respondents at its own.

Respondent no.4-Station House Officer, Police Station Uchana, District Jind is directed to effect service upon private respondent no.5 and 6. However, the S.H.O. will ensure that no inconvenience and embarrassment is caused to them and for that purpose the official going for effecting service may preferably be in civil uniform.

In the meantime, petitioners shall not be arrested in this case . However, this will not prevent the concerned police authorities to proceed against the petitioners in accordance with law, if they are found involved in any other case.

It is made clear that this order is qua protection only

and shall not be construed that the petitioners have contracted legal marriage. They have to prove legality of their marriage in appropriate proceedings

The petitioners will also be at liberty to approach respondent no.3-Superintendent of Police, Jind as per the instructions dated 21.2.2011 issued by the Home Department, Haryana. If required, petitioners will be provided adequate security.”

Respondent No.6 is present in person along with his counsel and has submitted that, in fact, Murti Devi-petitioner No.1 has performed marriage with him and out of the said wedlock, they were blessed with a son.

None has appeared on behalf of the petitioner even on the second call. In these circumstances, no ground for further interference by this Court is made out.

Dismissed.

**(SABINA)
JUDGE**

January 15, 2015
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