

Crl. Misc. No. M-7963 of 2015

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

CRM-M-7963-2015

DATE OF DECISION:26.03.2015

Kulwinder Kaur and another

....Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 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. V. S. Mahal, Advocate,
for the petitioners.

Mr. Naveen Sheoran, DAG, Haryana.

Paramjeet Singh, J. (Oral)

This is a petition seeking protection of life and liberty of the petitioners from respondents No.4 to 6.

On 12.03.2015, following order was passed by this Court:

“Instant petition under Section 482 of the Code of Criminal Procedure has been filed seeking protection of life and liberty of the petitioners from respondents No.4 to 6. The petitioners assert that they are major and as there is no legal impediment, they have got married. They have already moved application dated 09.03.2015

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(Annexure P-4) to respondent No.2 – Senior Superintendent of Police, Sirsa, 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 bonafide, petitioner No.2 will deposit ₹ 2,00,000/- in the form of FDR for two years in favour of petitioner No.1. Initially, petitioner No.2 will deposit a sum of ₹ 50,000/- in the form of FDR for two years in favour of petitioner No.1 within 15 days and thereafter ₹ 1,50,000/- within four months in the form of FDR. An affidavit of petitioner No.2 with regard to deposit of aforesaid amount has been filed in Court which is taken on record. Both the FDRs will be for two years and will not be encashed prematurely.

Notice of motion to the Advocate General, Haryana as well as respondents No.2 to 6 for 26.03.2015.

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

Respondent No.3 – Station House Officer, Police Station Kalanwali, District Sirsa, is directed to effect service upon private respondents No.4 to 6.

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However, the SHO will ensure that no inconvenience and embarrassment is caused to them and for that purpose, official going for 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.2 Senior Superintendent of Police, Sirsa, District Sirsa, for protection as per instructions dated 21.02.2011 issued by the Home Department, Haryana. If required, petitioners will be provided adequate security

Learned counsel for the petitioners states that in compliance of order dated 12.03.2015, petitioner No.2 has deposited the amount of Rs.50,000/- in a fixed deposit for two years in favour of petitioner No.1

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within 15 days. Photocopy of receipt filed in Court today, is taken on record.

Keeping in view the above, the order dated 12.03.2015 is made absolute. Petitioner No.2 shall comply with the remaining part of the order and inform this Court by sending copy of the FDR.

Disposed of.

March 26, 2015
prince

(Paramjeet Singh)
Judge