

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

Crl. Misc. No. M-8225 of 2015
Date of decision: 30.03.2015

Mandeep and another Petitioners

Versus

State of Punjab and others Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: - Mr. N.S.Dandiwal, Advocate, for the petitioners.
 Mr. K.S.Sidhu, DAG, Punjab.

PARAMJEET SINGH, J. (ORAL)

Prayer in the present petition, filed under Section 482 of the Code of Criminal Procedure, is for the issuance of a direction to respondents No.2 and 3 to protect the life and liberty of the petitioners from respondents No.4 to 7. The petitioners assert that they are major and as there is no legal impediment, they have got married.

On 11.03.2015 following order was passed: -

“ Instant petition has been filed seeking protection of life and liberty of the petitioners from respondents no.4 to 7. The petitioners assert that they are major and as there is no legal impediment, they have got married.

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 a fixed deposit in favour of petitioner no.1 for two years. Initially,

petitioner no.2 will deposit a sum of ₹ 50,000/- in the form of FDR for three years in favour of petitioner no.1 within one week and thereafter ₹ 50,000/- within one month. An affidavit of petitioner no.2 dated 13.03.2015 to the above effect has been filed in Court which is taken on record.

Notice of motion for 20.03.2015.

Ms. Puja Chopra, Advocate has put in appearance on behalf of respondent no.4. Petitioner no.2 will deposit the aforesaid amount in fixed deposit for two years in the name of petitioner no.1 which will not be encashed prematurely.

Even 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.2-Station House Officer, Police Station Ajitwal, District Moga is directed to effect service upon private respondents no.5 to 7. 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-Senior Superintendent of Police, Moga as per the instructions issued by the Home Department, Punjab in this regard. If required, petitioners will be provided adequate security.”

In compliance of the order dated 13.03.2015, petitioner No.2 has produced a term deposit receipt amounting to ₹ 1,00,000/- in favour of petitioner No.1 for three years, a photocopy whereof is taken on record.

In view of the above, order dated 13.03.2015 is made absolute.

(Paramjeet Singh)
Judge

March 30, 2015
mamta