

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-18131 of 2016

Date of Decision: 23.05.2016

Rubi Rani

...Petitioner(s)

Versus

The State of Punjab & others

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Gurdeepinder Singh Dhillon, Advocate
for the petitioners.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 CrPC is for issuance of directions to respondents no.2 and 3 to protect the life and liberty of the petitioner, as she apprehends such danger at the hands of respondents no.4 to 7.

Learned counsel for the petitioner has contended that the petitioner was initially married to Neeraj Pathak on 26.4.2013, however, her husband died on 3.9.2013. The petitioner being widow, started residing with her parents respondents No.4 and 5, but they forcibly and against her wishes solemnized her second marriage with Deepak Mishra, respondent no.6 on 6.3.2016.

Though initially, the relations of the petitioner with respondent no.6 remained cordial, but after some time, respondent no.6 developed strange habits. He started consuming liquor in excessive quantities and started humiliating the petitioner by giving verbal abuses. He also committed physical assaults upon her. On account of mental harassment and physical abuses at the hands of respondent no.6, the petitioner returned back to her parents' house on 19.3.2016. But, her parents got annoyed from her and rather wanted her to go back to her husband, despite knowing the fact that the petitioner is suffering physical and mental harassment at the hands of respondent no.6. Hence, the petitioner took shelter in the house of her friend and well-wisher namely Imran Khan on 24.3.2016 and since then, she is residing with him and his family at H.No.6841, Muslim Colony, Sherpur, District Ludhiana. The petitioner filed a divorce petition titled as *Rubi Vs. Deepak* for dissolution of marriage, which is pending before learned Additional Sessions Judge, Ludhiana for 4.7.2016.

I have heard learned counsel for the petitioner.

In fact, the background of the case is matrimonial dispute between the parties. It is admitted case of the petitioner that she is living with her friend namely Imran Khan and she has also filed a divorce petition against respondent No.6 which is also pending. Therefore, the plea of the petitioner that she apprehends danger at the hands of respondents no.4 to 7 cannot be accepted. It seems that the petitioner who has filed a divorce

petition against respondent no.6, under the garb of present petition, intends to mount pressure upon the respondents.

The petitioner, while the divorce proceeding is pending before the Court, has started residing with one Imran Khan son of Riyaz Ali, which may not have been appreciated by the respondents, and therefore, the petitioner has filed the present petition. In these background, the filing of the present petition is nothing but an attempt to pressurize the respondents to accede to the terms of the petitioner.

Therefore, this Court does not find any material to issue any direction in this petition.

Dismissed.

May 23, 2016
AK/Vijay Asija

(**HARI PAL VERMA**)
JUDGE