

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

239

**CRM-M-26268-2017
Date of Decision: 10.11.2017**

Jubber

...Petitioner

Versus

State of Haryana & Ors.

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. I.S. Saggu, Advocate
for the petitioner.

Mr. P.P. Chahar, DAG, Haryana.

Mr. M.D. Khan, Advocate,
for respondents No. 4 to 8.

JAISHREE THAKUR, J. (Oral)

This petition that has been filed under Section 482 Cr. P.C. seeking directions to respondents No. 1 to 3 for protecting the life and liberty of the petitioner, who is facing constant threat at the hands of the private respondents No. 4 to 8.

Counsel for the petitioner argues that the daughter of respondent No. 4 Fatima solemnized Nikah on 24.05.2017 at Chandigarh with one Raseed son of Noordin, against the wishes of her parents and relatives. Father of Fatima then got an FIR registered on 25.05.2017 i.e. FIR No. 196 dated 25.05.2017, under Sections 363, 366 IPC, at Police Station Ferozepur Jhirka, in which the name of the petitioner stood

reflected. It is also argued that both Fatima and her husband-Raseed Khan son of Noordin after performing their Nikah, approached this Court by filing CRM-M-20789-2017, however no interim relief was given to them. After that both Fatima and Raseed had approached the District and Sessions Judge, Palwal, seeking protection, which was allowed after statement of Fatima was recorded. Counsel for the petitioner further contends that the petitioner is being put to harassment at the hands of the private respondents only on the basis that the father of Fatima is under the impression that the petitioner herein had helped the young couple. It is also argued that the petitioner is not being allowed to enter his residence or conduct his business.

Reply has been filed on behalf of respondent-State, in which it is mentioned that the matter has been investigated and private respondents No. 4 to 8 joined the enquiry proceedings in which they have specifically stated that they will not create any danger or problem for the petitioner and the co-accused.

Learned counsel appearing on behalf of private respondents No. 4 to 8 submits that the present petition has no substance and it has been filed just to harass the respondent Nos. 4 to 8.

I have heard learned counsel for the parties and in view of the limited prayer that has been made in this petition, this Court deems it appropriate to allow the same. The private respondents herein being opposed to the marriage of daughter of respondent No. 4 with one Rasheed son of Noordin would be aggrieved in case, they are under the impression that the petitioner herein helped the young couple. It is not

unkown that an aggrieved persons may cause harassment to another person in such a situation.

In view of the above this petition is allowed. The official respondents are directed to keep watch and look out to ensure that the petitioner herein is not subjected to any harm at the hands of the private respondents No. 4 to 8.

Petition stands allowed accordingly.

(JAISHREE THAKUR)
JUDGE

November 10, 2017

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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No