

112.

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

CRM-M-45811-2017

Date of decision:01.12.2017.

SHASHI KASHYAP

... Petitioner

versus

STATE OF PUNJAB & OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Rahul Bhargava, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 482 Cr.P.C. is for issuance of directions to respondents No.2 and 3 to protect/safeguard the life of the petitioner and not to harass him in an illegal manner by respondent No.4 at the instance of respondents No.5 to 8.

Learned counsel for the petitioner states that the petitioner was earlier married with respondent No.5-Anuradha and since the behaviour of respondent No.5 was of quarrelsome nature and she was in the habit of leaving the matrimonial home several times, the petitioner had filed a petition under Section 13 of Hindu Marriage Act, 1955 seeking dissolution of marriage. In the said matrimonial dispute, respondent No.5 did not appear despite proclamation under Order 5 Rule 20 of CPC. Accordingly, vide judgment 01.03.2017, learned Additional District Judge, Amritsar, passed an ex parte decree of divorce, dissolving the marriage between the parties.

The said decree of divorce has never been challenged by respondent No.5

till date as no such notice has come to the petitioner. Now respondent No.5

is bent upon to disturb the peace of the petitioner and wanted to disrupt the marriage which was otherwise fixed on 30.11.2017. The marriage has been solemnized on 30.11.2017 but now they are extending threats to the petitioner. The petitioner has submitted a representation dated 26.11.2017 (Annexure P-3) to the concerned police authorities.

Notice of motion to respondents No.1 to 4 only at this stage.

At the asking of the Court, Mr. Bhupender Beniwal, AAG, Punjab, accepts notice on behalf of these respondents.

Let requisite number of copies of paper book be given to learned State counsel during the course of the day.

Without making any comments on the merits of the case, present petition is disposed of with a direction to respondent No.3- Commissioner of Police, Ludhaina to take note of the contents of representation dated 26.11.2017 (Annexure P-3) and to act in accordance with law.

(HARI PAL VERMA)
JUDGE

01.12.2017
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No