

237 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

HEMLATA
2018.09.20 09:26
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CRM-M-19152-2018 (O&M)

Date of decision:18.09.2018

Naveen Kumar and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Kuldip Singh, Advocate
for the petitioners.

Mr. Surender Singh, AAG, Haryana
for respondents No.1 to 4.

RAJBIR SEHRAWAT, J. (ORAL)

There is a petition for seeking protection by the petitioners on account of their marriage not to liking to their parents.

Notice of motion was issued with an interim direction to protect the life and liberty of the petitioners.

Thereafter, the case was adjourned with a direction that the interim order shall continue.

Reply by way affidavit of Joginder Singh, HPS, DSP Kaithal, on behalf of respondents No.1 to 4 has been filed in Court today and the same is taken on record. As per reply filed by the State, the statements of the private respondents have been recorded which are to the effect that petitioner No.2 was married with Balyinder Singh (deceased). However, petitioner No.2 ran away from the house of her in-laws after about two months of marriage. The above said Balyinder Singh has since committed suicide due to this humiliation. Accordingly a criminal case has already been registered against the petitioners under Section 306 IPC. It is further submitted that the petitioners have never approached the police for

protection. State is otherwise under duty to protect all citizens. The petitioners have concealed material facts from Court.

As response to the submissions made by learned State counsel, learned counsel for the petitioners submits that the petitioners shall face trial in the case and they have applied for anticipatory bail. It is contended that the present petition has been made only to seek protection to the lives and liberty of the petitioners. However, there is no explanation from the counsel for the petitioners as to why all the facts, including the marriage of petitioner No.2 has not been disclosed in the present petition.

In view of the above, the present petition is disposed of with a direction to the Superintendent of Police, Kaithal to ensure that no physical harm is caused to the petitioners.

However, it is made clear that the present order of the protection to the petitioners would not be taken as any impediment to the fair investigation of the case by the police, which is stated to be already pending against the petitioners. Nor would this order be taken as having any relevance to any other proceedings, pending against the petitioners; in any regard.

Disposed of.

(RAJBIR SEHRAWAT)
JUDGE

18.09.2018
Hemlata

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