

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-4132 of 2018

Date of Decision: 27.08.2019

Rajesh Rani and others

...Petitioners

VERSUS

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Jagjeet Beniwal, Advocate
for the petitioners.

Mr. Raj Kumar Makkar, DAG, Haryana.

Mr. Akashdeep Singh, Advocate
for respondent no. 4.

SURINDER GUPTA, J.(Oral)

Heard.

Petitioners seek direction to respondents no. 2 and 3 to protect their life and liberty and to restrain respondent no. 4 from entering the house of petitioners illegally and forcibly.

Learned counsel for petitioners submits that respondent no. 4 is accused in the case of murder of her husband-Rakesh. She has tried to pose threat to life and liberty of petitioners and also entered their house in illegal and forcible manner.

Learned State counsel submits that FIR No. 57 dated 22.03.2014 was registered at Police Station Bond Kalan against respondent no. 4 and others for murder of her husband-Rakesh. Vide judgment dated 29.04.2017 all the accused named in that FIR have been acquitted. The police has also verified the aspect of threat to life and liberty of petitioners,

but found that respondent no. 4 is not posing any threat to their life and

liberty. Regarding the dispute over entering of respondent no. 4 in the house of petitioners, civil remedy is available to petitioners.

Learned counsel for petitioners submits that against judgment of acquittal appeal has been filed by complainant, which is pending in this Court.

Superintendent of Police, Dadri has verified the factum of threat to life and liberty of petitioners and found no substance in it, as such, this petition is disposed of with liberty to petitioners to approach the police again as and when they apprehend any danger to their life and liberty. Regarding the other relief to restrain respondent no. 4 from entering the house of petitioners, civil and other legal remedies are available to them, which they can avail in accordance with law. It is, however, made clear that nothing observed in this order shall have bearing on merits of contention of petitioners.

August 27, 2019.
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: ***Yes/No***

Whether Reportable: ***Yes/No***