

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

CRM-M-47628-2018

Date of Decision:-17.01.2019

Rubina @ Suman and another

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- None for the petitioners.

Mr. Brijesh Sharma, AAG, Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioners – Rubina @ Suman and Saleem had approached this Court seeking protection to the life and liberty. It is averred in the petition that petitioner No.1 had contracted ‘*Nikah*’ Marriage with petitioner No.2 out of her own free will according to Muslim Law. It is further averred therein that prior to the said marriage petitioner No.1 was Hindu by religion, but she converted to Muslim religion and performed the marriage with petitioner No.2 as she had been deserted by her ex-husband Basant Parshad.

2. A Co-ordinate Bench of this Court, vide order dated 26.10.2018 had directed respondents No.1 to 3 to examine the matter and to assess the threat perception and that in case it is found that there is any imminent threat to the life and liberty, then to take necessary steps for protecting them.
3. A status report has been filed today by way of affidavit of Sh. Birem Singh, HPS, Deputy Superintendent of Police, Ferozepur Jhirka, District Nuh on behalf of respondents No.1 to 3 which is accompanied by copies of statements of petitioner No.1 Suman, petitioner No.2- Saleem and Rajinder father of Suman.
4. Petitioner-Suman Arya in her statement has specifically stated that she had been married to Basant Parshad in the year 2013 and that about 2 months back she was allured by a boy namely Saleem and she solemnized marriage with him. She has further stated that she had been divorced by her husband. However she is presently residing with her husband Basant Parshad and has no complaint against him. She has further stated that she has no apprehension or any threat from any parents, brother or her husband and wishes to live with her husband Basant Parshad.
5. Petitioner No.2 Saleem in his statement has deposed that his earlier wife had expired and that he got in touch with Suman who told him that she is fed up with her husband and they started liking each other and that Suman changed her religion in order to marry him. He has stated that Suman after changing her religion solemnized Court marriage at Chandigarh with him. He has further stated that father of Suman got a “missing” report lodged and thereafter Delhi Police came to Palwal with

Suman's father and took her away with him and thereafter Rubina did not come back and did not file any case. He has further stated that he is residing in Palwal and does not apprehend danger from any person and does not require any security.

6. Statement of Rajinder i.e. father of Suman Arya has also been recorded to the effect that Suman is residing at Delhi with her husband Basant Parshad and that they do not apprehend danger from any person.
7. In view of the aforestated statements, I find that there is no threat perception to the petitioners at this stage. Further the fact that even the counsel for petitioners has not turned up to pursue the case, it seems that the petitioners are no longer interested in pursuing the case and thus no further directions are required to be issued in this petition.
8. The petition stands disposed of accordingly.

17.01.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No