

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-4032-2020 (O&M)

Date of Decision:-07.09.2020.

Sukhbir Singh and another

.....Petitioners

Versus

The State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. L.S. Lakhanpal, Advocate for the petitioners.

Mr. Gaurav Garg Dhuriwala, Senior DAG, Punjab.

SANJAY KUMAR, J. (Oral)

The petitioners claim to be married. They approached this Court by way of the present writ petition filed under Article 226 of the Constitution of India seeking a direction to the police authorities of the State of Punjab to protect their lives and liberty, as they perceived a threat thereto from relations, respondent Nos.4 to 7.

As the requisite Court Fee was not paid, the petitioners sought exemption in relation thereto. By order dated 22.06.2020, this Court granted time up till the next date of hearing for payment of the Court Fee and while ordering notice of motion in the main case, an interim direction was given to the Senior Superintendent of Police, Tarn Taran, to take

appropriate action upon the petitioners' representation dated 18.06.2020 and extend adequate protection to their lives and liberty, if necessary.

Today, Mr. L.S. Lakhanpal, learned counsel for the petitioners, would seek more time for payment of Court Fee. Be it noted that more than 2 months have elapsed but despite the same, the petitioners did not choose to do the needful. It is not open to a litigant to use the process of this Court without paying the costs thereof, minimal as they are. The petitioners would therefore not be entitled to seek further protection in this writ petition, on this short ground.

The writ petition is accordingly dismissed by reason of this technicality. Interim order dated 22.06.2020 shall stand vacated.

No order as to costs.

It is however made clear that this order will not preclude the petitioners from seeking relief afresh in accordance with law and as per due procedure, if warranted.

(SANJAY KUMAR)
JUDGE

September 07, 2020.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.