

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

231

CRWP-4607-2020

Date of decision: 06.08.2020

Ummati and another

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Saleem Ahmed, Advocate
for the petitioners.

Mr. Anant Kataria, DAG, Haryana
for respondents No.1 to 3.

ARUN KUMAR TYAGI, J (ORAL)

The case has been taken up for hearing through video conferencing.

The petitioners aged about 20 and 24 years respectively have filed the present petition under Article 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction for protection of their life and liberty on the averments that the petitioners performed marriage on 15.06.2020 in accordance with the Muslim rites and ceremonies against the wishes of respondents No.4 to 9 and they are apprehending danger to their life and liberty at their instance.

Vide order dated 09.07.2020, while issuing notice of motion, respondent No.2-Superintendent of Police, Nuh was directed to look into the grievances of the petitioners as set out in the petition and also expressed in the representation dated 26.06.2020 (Annexure P-5), verify the age of petitioner No.1, take appropriate action for protection of their life and liberty as may be warranted by the circumstances and

submit a report in this regard.

In compliance with order dated 09.07.2020, status report by way of affidavit of Chander Pal, HPS, Deputy Superintendent of Police, Firojpur Jhirka has been filed on behalf of respondents No.1 to 3 through e-mail print out of which is taken on record.

In the report, it has been mentioned that as per school certificate, date of birth of petitioner No.1 is 12.01.2002 and age of petitioner No.1 is more than 18 years. In the report, it has further been mentioned that respondents No.4 to 9 were also joined in the proceedings who made statements that they will not create any danger to the life and property of the petitioners. Statements of the petitioners were also recorded during the proceedings who also stated that presently they are not apprehending any threat from any person.

As per office report, notice could not be issued to respondents No.4 to 9 for want of process fee. In view of the facts and circumstances of the case, service of notice on respondents No.4 to 9 is dispensed with.

Learned counsel for the petitioners has submitted that the petition may be disposed of with direction to respondent No.2- Superintendent of Police, Nuh to take appropriate action for protection of life and liberty of the petitioners as and when the petitioners approach respondent No.2 in future in view of any reasonable apprehension of danger from respondents No.4 to 9.

In view of the facts and circumstances of the case, the petition is disposed of with directions to respondent No.2- Superintendent of Police, Nuh to look into the matter and take

appropriate action in case any representation is made to him by the petitioners in future for protection of their life and liberty against danger from respondents No.4 to 9.

06.08.2020

Vinay

(ARUN KUMAR TYAGI)
JUDGE

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