

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

CRWP-6647-2020

Date of decision :01.09.2020

Lalita Devi and others

...Petitioners

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Abhinay Goel, Advocate for the petitioners.

ALKA SARIN, J. (ORAL)

Heard through Video Conferencing.

The present criminal writ petition has been filed under Article 226 of the Constitution of India for issuance of directions to respondent Nos.1 to 3 to provide adequate protection to the life and liberty of the petitioners who are apprehending danger at the hands of respondent Nos.4 to 12.

Learned counsel for the petitioners contends that respondent Nos.4 to 12 are under some misapprehension that their (the petitioners) son/grandson, Arpit Sharma, is in a relationship with one Pooja Rani. The respondent Nos.4 to 12 are relatives of the said girl, Pooja Rani, who are threatening the petitioners with dire consequences. He further contends that the son/grandson of the petitioners was attacked by the respondent Nos.4 and 10 along with 4-5 other people on 04.08.2020. With regard to the same, a medico-legal report has also been attached. A D.D.E No.08 dated 07.08.2020 under Sections 107, 151 and 150 of the Code of Criminal Procedure, 1973 was also registered against respondent Nos.4 and 10. He further contends that the private respondents are threatening them with dire consequences despite the affidavit given by Pooja Rani that she has no connection or relationship with Arpit Sharma.

The Learned counsel for the petitioner has further contended that the petitioners had sent a representation dated 25.08.2020 (Annexure P-4) to the Superintendent of Police, Police Headquarters, Yamuna Nagar, Haryana for providing adequate security. However, no action has been taken till date.

Notice of motion.

On the asking of the Court, Ms. Dimple Jain, AAG Haryana has joined the session through Video Conferencing and accepts notice on behalf of the official respondents No.1 to 3.

Heard learned counsel for the parties.

The present petition has been filed by the petitioners on the apprehension of danger to their life and liberty inasmuch as they are getting repeated threats from respondent Nos.4 to 12. Article 21 of the Constitution of India guarantees every citizen of the country the protection of life and liberty. No person can be deprived of his or her right to life and liberty except in accordance with the procedure established by law.

Without expressing any opinion with regard to the veracity of the contents of the petition and the submissions made by the learned counsel for the petitioners, the present petition is disposed of with a direction to respondent No.2 – the Superintendent of Police, Police Headquarters, Yamuna Nagar, Haryana to consider the representation dated 25.08.2020 (Annexure P-4) and take necessary action as per law.

It is, however, made clear that this order shall not, in any manner, be construed as an expression of the opinion on the veracity of the statement made by the petitioners and shall have no effect on any other civil or criminal proceedings, if any, instituted/pending against them.

September 01, 2020
kv

(ALKA SARIN)
JUDGE

Whether speaking/reasonable: Yes/No.

Whether reportable : Yes/No.