

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP- 9715-2020 (O&M)
Date of Decision: 24.11.2020

Aisha and another

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Diwan S. Adlakha, Advocate
for the petitioners.

Ms. Deepshikha Chauhan, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

1. The petitioners have approached this Court seeking issuance of directions to respondents No.2 and 3 to protect life and liberty of the petitioners as they apprehend threat to the same at the hands of respondent Nos.4 to 8 for having married against wishes of their families.

2. Having heard the learned counsel for the petitioners and while refraining from making any expression as regards validity of marriage of parties or as regards merits of the case, the petition is disposed of with liberty to the petitioners to approach the District and Sessions Judge concerned seeking appropriate directions especially in view of judgment dated 25.7.2012 rendered by Division Bench of this Court in CWP No.6717 of 2009 titled Asha and another Vs. State of Haryana and others, 2012 SCC

OnLine P&H 12746.

3. Meanwhile, till the petitioners are able to approach the Court of District and Sessions Judge concerned, for the purpose of filing the requisite petition, which they would be expected to file within a period of one week, the petitioners may approach the nearest Police Station for seeking protection till they file the petition before District Judge. Upon being approached, the SHO concerned shall examine the alleged threat perception and ensure that no harm is caused to petitioners till they are able to approach the District Judge concerned and till the matter is put up before him.

4. The petitioners may also seek assistance from the office of Secretary, District Legal Services Authority (DLSA) of the district concerned for the purpose of filing of petition seeking appropriate directions. The Secretary, DLSA shall render all the assistance as may be possible including providing of 'free legal aid', to which the petitioners may be entitled to. The SHO, concerned shall also apprise the petitioners about their rights to avail assistance from office of District Legal Services Authority of the district concerned.

5. The petition stands disposed of accordingly.

24.11.2020

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes.
No.