

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

CRWP-9933-2020

Date of Decision:02.12.2020

Nisha and another

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Govind Chauhan, Advocate for the petitioners.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through Video Conferencing.

This petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of mandamus directing respondents No.2 and 3 to protect the life and liberty of the petitioners at the hands of respondents No.4 to 7.

Learned counsel for the petitioners states that both the petitioners are major and they are living together in a live-in relationship. They have sought protection to their life and liberty as they apprehend danger at the hands of respondents No.4 to 7. The Aadhar Cards and affidavit of petitioner No.1-Nisha regarding her living with petitioner No.2-Ravi Jangra out of her free will, are on record as Annexure P-1 to P-3, respectively. The petitioners have submitted a representation dated 18.11.2020 (Annexure P-4) to respondent No.2-Superintendent of Police, Karnal.

In support of his contentions, learned counsel for the petitioners

relies upon the judgments passed by the Hon'ble Supreme Court in '*Nandakumar and another Vs. State of Kerala and others*' 2018(2) RCR (Civil) 899; and a judgment of this Court in '*Rajwinder Kaur and another Vs. State of Punjab and others*', LPA No.1678 of 2014, delivered on 09.10.2014.

Notice of motion to respondents No.1 to 3-State only.

On the asking of this Court, Mr. Apoorv Garg, DAG, Haryana, accepts notice on behalf of respondents No.1 to 3.

Article 21 of the Constitution stipulates protection of life and liberty to every citizen and that no person shall be deprived of his life and personal liberty except according to procedure established by law.

In view of the above and without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the present petition with a direction to respondent No.2 to decide the representation dated 18.11.2020 (Annexure P-4) moved by the petitioners, and grant protection to them, if any threat to their life and liberty is perceived.

It is made clear that this order shall not be taken to protect the petitioners from legal action for violation of law, if any, committed by them.

02.12.2020

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(HARNARESH SINGH GILL)
JUDGE

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