

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

114

CRWP-2701-2019

Date of decision: 14.02.2020

Rekha Sohi and another

... Petitioners

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Harshit Jain , Advocate for the petitioners.

SUVIR SEHGAL J. (ORAL)

Petitioners have filed the present petition seeking direction to respondents No.1 to 3 to provide protection to their life and liberty from the hands of respondents No. 4 and 5.

Rekha Sohi (petitioner No.1) and Rajesh Kumar (petitioner No.2) claim themselves to be major. Petitioner No.1 was married to respondent No.4 and three children were born out of the wedlock. Petitioner No.2 is unmarried. After sometime of marriage, relations between petitioner No.1 and respondent No.4 became strained. Respondent No.4 used to beat petitioner No.1. Eventually, petitioner No.1 left his company and started living with petitioner No.2.

The marriage of petitioner No.1 with respondent No.4 is subsisting. In view of the above, the present petition is not maintainable.

Learned counsel for the petitioner has made a reference to order dated 14.05.2019 passed in CRM-M-21763-2019, ***Dimple and another Versus State of Haryana and others***, to submit that in similar

situation, this court had directed that in case the petitioners fear any threat to their life and liberty they may approach the Senior Superintendent of Police, who will consider their request.

Accordingly, it is directed that if the petitioners approach the police authorities, they shall independently assess the threat perception, if any to their life and liberty and may provide the required protection.

However, it is also made clear that this order shall not be taken to validate the alleged relationship of the petitioners or entitle them for any protection against their arrest or continuance of any criminal proceedings, if they are found involved in the commission of any cognizable offence. In case, the petitioners have committed any offence, the law will take its own course.

With the abovesaid observations and directions, the present petition stands disposed of.

14.02.2020

pooja saini

**(SUVIR SEHGAL)
JUDGE**

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No