

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(107)

CRWP-63-2021

Date of decision: 07.01.2021

Monika and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Karan Singh, Advocate
for the petitioners.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Monika daughter of Raj (petitioner No.1) claims to be 26 years and Sandeep son of Chand Singh (petitioner No.2) claims to be 26 years of age. Petitioner No.1 has pleaded that she has been given shelter by petitioner No.2 against the wishes of respondents No. 4 to 8. They seek protection of their life and liberty as they apprehend danger from respondents No. 4 to 8. The petitioners have submitted a representation Annexure P-4 to respondent No.2-Superintendent of Police, Jind.

Petitioner No. 1 is married to respondent No.4-Rohtash. Petition for dissolution of marriage under Section 13 of the Hindu Marriage Act (Annexure P-5) is stated to have been filed and is pending. As the marriage between the petitioner No.1 and respondent No.4 is subsisting, the present petition is not maintainable.

The Co-ordinate Bench of this Court, vide order dated 14.05.2019 passed in CRM-M-21763-2019, *Dimple and another Versus State of Haryana and others*, in similar situation, 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.

(SUVIR SEHGAL)
JUDGE

07.01.2021
Pardeep

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