

Jamshed and another

..... Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Munfaid Khan, Advocate, for the petitioners.

RAJESH BHARDWAJ, J. (ORAL)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

This petition has been filed under Article 226 of the Constitution of India for directing respondents No. 2 and 3 to protect the life and liberty of the petitioners from the hands of respondents No.4 to 8.

Learned counsel for the petitioners states that both the petitioners are major, have married against the wishes of respondents No.4 to 8 and have sought protection to their life and liberty. They apprehend danger from respondents No.4 to 8. Their marriage certificate (Nikah Nama) as evidence of their marriage is on record as Annexures P-1. The petitioners have submitted a representation dated 21.6.2021 Annexure P-5 to respondent No. 2.

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

On asking of this Court, Ms. Safia Gupta, Assistant Advocate General, Haryana accepts notice on behalf of the State.

Without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the petition with directions to respondent No. 2 i.e. Superintendent of Police, Nuh, Haryana to decide the representation of the petitioners, Annexure P-5 and grant them protection, 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 any legal action for violation of law if any committed by them. This order would not be understood having expressed any opinion whatsoever by this Court on the validity of the marriage of the petitioners.

(RAJESH BHARDWAJ)
JUDGE

25.6.2021
sharmila

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No