

CRWP-6537-2021 (O&M)

THROUGH VIDEO CONFERENCE

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

**CRWP-6537-2021 (O&M).
Decided on: July 15, 2021.**

Fajru and others

.. Petitioners

VERSUS

State of Haryana and others

.. Respondents

*** * ***

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

*** * ***

**PRESENT Ms.Sunita Gupta, Advocate,
 for the petitioners.**

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Articles 226/227 of the Constitution of India with a prayer to grant protection of life and liberty to the petitioners and their family members from respondent Nos.4 to 6.

Learned counsel for the petitioners has submitted that petitioner No.3 is the son of petitioner Nos.1 and 2 who got married to the daughter of respondent No.4 on 17.5.2012. Thereafter, respondent Nos.4 to 6 started giving beatings and started demanding money from the petitioners

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and therefore, the petitioners have sought protection of their lives and liberty from this Court. Learned counsel has also referred to representation Annexure P-4 purported to be given on 20.12.2020 to the Superintendent of Police, District Nuh and has stated that no action has been taken on the same.

I have heard the learned counsel for the petitioner.

From the perusal of the contents of the petition as well as representation and also the arguments raised by the learned counsel for the petitioners, it can be seen that the allegations against the private respondents are totally vague. Neither any specific instance has been mentioned nor can it be deduced that there is any real threat to the lives of the petitioners. The subject matter of the dispute seems to be a matrimonial dispute and it appears that under the garb of the same, the petitioners have filed the present petition for grant of protection of life and liberty. Apart from this, it can be seen from Annexure P-5 that the petitioners have sent an e-mail to the Superintendent of Police, Mewat on 13.7.2021 at 11:42 AM and the present petition has filed on the same date i.e. 13.7.2021 and a copy of the same was sent to the office of Advocate General, Haryana at 11:30 A.M. which means simultaneous action has been taken by the petitioners by sending the complaint to the Superintendent of Police and by filing the present petition on the ground that police has not taken any action. The provisions of Articles 226 and 227 of the Constitution of India cannot be invoked for seeking protection just at the drop of the hat. For seeking protection of life and liberty there has to be some real threat or apprehension

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as well as strong facts and circumstances to invoke the extra-ordinary jurisdiction under Articles 226 and 227 of the Constitution of India.

In view of the above, no ground is made out for interference at this stage by invoking the extra-ordinary jurisdiction under Articles 226 and 227 of the Constitution of India and therefore, the present petition is dismissed.

However, if at any stage the petitioners have a real and actual threat from the private respondents then they can always avail the appropriate remedy in accordance with law and the dismissal of the present petition would not become an impediment for the same.

July 15, 2021.	(JASGURPREET SINGH PURI)
raj arora	JUDGE
Whether speaking / reasoned	Yes / No
Whether reportable	Yes / No