

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRWP-7650-2021 (O&M)
Date of Decision:-13.8.2021

Iqbal Singh and another ... Petitioners

Versus

State of Haryana and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rajesh Kapila, Advocate for the petitioners.

(proceedings conducted through video conferencing)

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GURVINDER SINGH GILL, J.(Oral)

1. Petitioner No.1 Iqbal Singh aged 19 years and petitioner No.2 namely Sanjana Kumari aged about 15 years and 7 months seek issuance of a direction to official respondents to protect their life and personal liberty, as they apprehend threat to the same at the hands of private respondents No.4 to 10.
2. Learned counsel for the petitioners submits that since parents of petitioner No.2-Sanjana Kumari wanted to forcibly marry her to a boy of their choice, which she objected to, she was constrained to leave her home as her parents were mounting pressure upon her. It has been submitted that ever since she left her house, she started residing with petitioner No.1-Iqbal Singh.

3. Notice of motion. Upon request made by this Court, Ms. Sheenu Sura, DAG, Haryana, accepts notice on behalf of respondents no.1 to 3.
4. Having heard the learned counsel for the petitioners and while refraining from making any expression as regards any relationship of the parties or as regards merits of the case, the petition is disposed of with liberty to the petitioners to approach the District and Sessions Judge concerned seeking appropriate directions especially in view of judgment dated 25.7.2012 rendered by Division Bench of this Court in CWP No.6717 of 2009 titled Asha and another Vs. State of Haryana and others, 2012 SCC OnLine P&H 12746.
5. Meanwhile, till the petitioners are able to approach the Court of District and Sessions Judge Sirsa, for the purpose of filing the requisite petition, which they would be expected to file in a day or two, the petitioners may approach the nearest Police Station for seeking protection till they file the petition before District Judge. Upon being approached, the SHO concerned shall examine the alleged threat perception and ensure that no harm is caused to petitioners till they are able to approach the District Judge Sirsa and till the matter is put up before him. The SHO, concerned shall also apprise the petitioners about their rights to avail assistance from office of District Legal Services Authority of the district concerned.
6. The District Judge, upon being approached, shall take all such necessary steps as may be warranted under facts and circumstances of the case including arranging for counselling of the petitioners from some expert or experienced person as the petitioners are rather of tender age. The learned District Judge,

in view of the tender age, particularly of petitioner no.2, shall pass necessary order for her safe lodging.

7. The aforesaid directions are not to be construed to confer any immunity upon anyone in case it is found that some wrong has been committed. The petition stands disposed of accordingly.
8. A copy of this order alongwith copy of the representation dated 7.8.2021 (Annexure P-3) be sent to respondent No.2-Superintendent of Police, Sirsa so as to enable him to do the needful expeditiously.

13.8.2021

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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No