

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

(PROCEEDINGS THROUGH V.C.)

116

LPA No.936 of 2021 (O&M)

Date of decision : 04.10.2021

Jyoti and another

.....Appellants

V/S

State of Punjab and others

Respondents

**CORAM : HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present: Mr. Sumit Kalyan, Advocate
for the appellants.

Mr. Avinit Avasthi, Asstt. A.G. Punjab
for respondents No.1 to 3.

AUGUSTINE GEORGE MASIH, J. (ORAL)

The appellants have filed the present appeal for setting aside the order dated 17.09.2021 passed by the learned Single Judge whereby writ petition preferred by the petitioners seeking protection of their life and liberty on the ground that they have threat from respondents No.4 to 18, who are parents and other relatives of appellant No.1, was dismissed. The petitioners have also asserted that for the relief which they are claiming through the present writ petition a complaint dated 13.09.2021 (Annexure P-5) had been submitted by them to the Senior Superintendent of Police, Patiala-respondent No.2 but no action thereon had been taken. Learned Single Judge had on going through the said representation found the said complaint/representation, referred to above, to be bereft of any details with regard to the actual threat to the life and liberty as asserted by the petitioners, leading to the passing of the order dated 17.09.2021.

Learned Counsel for the appellants submits that as a matter of fact appellant No.1 was a Muslim and had converted herself by adopting Hinduism. Since appellant No.2 was a Sikh, therefore, respondents No.4 to 18 were against the relationship of the appellants and had been threatening them with dire consequences. Learned

Counsel for the appellants contends that the threat perception continues now as well and therefore, they would submit a detailed representation to the Senior Superintendent of Police, Patiala-respondent No.2 which may be directed to be considered and decided.

Keeping in view the prayer made by learned counsel for the appellants to permit the appellants to submit a detailed representation to the Senior Superintendent of Police, Patiala-respondent No.2 now, which prayer we accept.

In case such a representation is submitted by the appellants, the same shall be considered by the Senior Superintendent of Police, Patiala-respondent No.2 and if some substance is found therein action as required to be taken may in accordance with law be resorted to.

It is, however, clarified that in case there is any criminal case registered against the appellants, this order of ours shall not be construed as an impediment for the law enforcing agency to proceed against the appellants in accordance with law.

With these observations, the present appeal stand disposed of.

(AUGUSTINE GEORGE MASIH)
JUDGE

04.10.2021

kothiyal

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No