

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

240

CRWP-1006-2021

Date of Decision: September 07, 2022

DAYAVANTI DEVI AND ANR

...Petitioners

Versus

STATE OF HARYANA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present:- None for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

AMAN CHAUDHARY, J.(Oral)

The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus for directing respondent Nos.2 and 3 to protect life and liberty of the petitioners which is in danger at the hands of respondents No.4 to 7

Notice of motion was issued to respondents No.1 to 3 only, and learned State counsel had prayed time to verify the facts and the existence of alleged threat.

In pursuant thereto a reply dated 09.03.2021 was filed wherein Enquiry Officer has recorded statements of respondents No.4 to 7 on 09.03.2021 that petitioners have solemnized their marriage and that they have no objection with this marriage nor will they interfere in future in their married life and will not cause any kind of harm to the petitioner. The relevant para Nos.3 and 4 are as under:-

“That on the other hand, the enquiry officer recorded the statement of respondent Nos.4 to 7. They also stated in their separate recorded statement on 09.03.2021 that the petitioner No.1 Dayawanti solemnized her marriage with petitioner No.2 against their wishes on 28.01.2021 in Mata Mansa Devi Mandir, Panchkula. But now, they have no objection with this marriage nor they will interfere in future in their marriage life and will not cause any kind of harm to the petitioners.

That it is therefore, submitted that keeping in view of the statement made by the respondent Nos.4 to 7 and report submitted by the enquiry officer dated 09.03.2021, there is no threat or danger of any kind to the life and liberty of the petitioner Nos.1 and 2 from the hands of respondents No.4 to 7 or any other person. Accordingly the present petition deserves to be dismissed.”

The Enquiry report is also appended as Annexure R-1.

In view of the reply and the enquiry report, learned counsel for the State submits that this case has been rendered infructuous and may be disposed of as such.

Accordingly, no further order is required to be passed in the matter and the present petition stands disposed of as having been rendered infructuous.

However, liberty is granted to the petitioners to get it revived in case any cause of action still survives.

September 07, 2022
rimpal

(AMAN CHAUDHARY)
JUDGE

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