

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

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**CRWP-1313-2022
Date of decision: 14.02.2022**

MUKESH RANI AND ANR.Petitioners

VERSUS

STATE OF HARYANA AND OTHERSRespondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Rajnish K. Gupta, Advocate for the petitioners.

Mr. Ashish Yadav, Additional A.G. Haryana.

Mr. Rajat Mor, Advocate for respondent No.5.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed by the petitioners namely Mukesh Rani and Jagmohan Singh seeking issuance of writ in the nature of mandamus directing the official respondents to protect the life and liberty of the petitioners from the private respondents.

It is contended on the behalf of the learned counsel appearing on behalf of the petitioners that both the petitioners are major and are staying together the last one and half years. Petitioner No.1 is married to respondent No.5 and that she apprehends threat to her life and liberty at the hands of private respondents. It is further submitted that representation dated 07.02.2022 (Annexure P-7) has already been submitted by the petitioners to the Superintendent of Police, Kaithal.

The petitioners apprehend threat to their lives and claim that there is a constant danger of being implicated in a false case.

Notice of motion.

Pursuant to supply of advance copy, Mr. Ashish Yadav, Additional A.G. Haryana has appeared and accepted notice on behalf of respondents No.1 to 4.

Learned counsel appearing on behalf of respondent No.5 further submits that the allegations levelled against the respondent No.5 are incorrect and that no cruelty was extended to the petitioner No.1. It is also submitted that the respondent No.5 would want a parlance with the petitioner No.1 as they have two minor children.

Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

As such, without commenting on the merits of the case and considering the rights of an adult to elect a place of his/her choice to stay, the petition is disposed of with the directions to respondent No.3-Superintendent of Police, Kaithal to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-7) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances after affording due opportunity to the parties.

However, it is clarified that in case any criminal case has been/is registered against the petitioners nothing in this order shall be construed as a bar for taking appropriate action by the police authorities in respect thereof in accordance with law.

The Registry is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.3-Superintendent of Police, Kaithal for requisite compliance.

The petition is disposed of.

FEBRUARY 14, 2022

Vishal sharma

**(VINOD S. BHARDWAJ)
JUDGE**

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