

211 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-2124-2021

Date of Decision: 18th November, 2022

Shivani and another

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: None for the petitioners.

Mr. Gurmeet Singh, Assistant Advocate General, Haryana.

Mr. Ashwani Gaur, Advocate for respondents No. 4 to 12.

AVNEESH JHINGAN , J.(Oral)

This petition was filed seeking directions to the official respondents for protecting the life and liberty of the petitioners who had solemnized marriage against the wishes of their parents.

On 10.3.2021, the following order was passed :-

“Case has been taken up for hearing through Video Conferencing.

CRM-W-344-2021

This application under Section 482 Cr.P.C. is for impleadment of Rishi Raj Mudgal, Vikash Mudgal, Sheetal Mudgal and Rajbir Mudgal as respondents No.9 to 12 in the petition.

In view of grounds mentioned in the application, Rishi Raj Mudgal, Vikash Mudgal, Sheetal Mudgal and Rajbir Mudgal are ordered to be impleaded as respondents No.9 to 12. Amended memo of parties is taken on record.

Application is allowed.

Main Case

This Criminal Writ Petition under Article 226 of the

Constitution of India has been moved for issuance of direction to respondents No.1 to 3 to protect the life and liberty of the petitioners and family members of petitioner No.2 at the hands of private respondents, taking the plea that petitioners have performed the marriage with each other on 22.09.2020.

Notice of motion for 26.04.2021.

At the asking of Court, Mr. Mehardeep Singh, Addl. A.G., Punjab, accepts notice on behalf of respondents No.1 to 3 and seeks time to file status report. Complete copy of paperbook be supplied to him during the course of the day.

Status report by respondents No.1 to 3 be filed with the Registry of this Court well before the date fixed with copy in advance to learned counsel for the petitioners.

Meanwhile, respondent No.2-Superintendent of Police, Jind, District Jind, is directed to look into the matter and ensure that no harm is caused to the life and liberty of the petitioners at the hands of private respondents.

However, it is also made clear that this order shall not be taken to validate the alleged marriage of the petitioners or entitle them for any protection against their arrest or continuance of any criminal proceedings, if they are found involved in the commission of any cognizable offence. In case, the petitioners had committed any offence, the law will take its own course.”

The official respondents filed reply dated 18/19.10.2022 annexing the statements of the petitioners and the private respondents. The statements of the petitioners are annexed as R-7 and R-8. In their statements, the petitioners have stated that they have no threat apprehension.

None has put in appearance on behalf of the petitioners in spite of two pass overs.

Similar was the position on last two dates.

In view of the reply filed, no further directions are called for.

Petition is disposed of.

(AVNEESH JHINGAN)
JUDGE

18th November, 2022
anuradha

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