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

CRWP-3127-2022

Date of decision : 06.04.2022

Afsana and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Talim Hussain, Advocate for the petitioners.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Article 226 of the Constitution of India for issuance of directions to respondent Nos.1 to 3 for protection of life and liberty of the petitioners from the hands of private respondent Nos.4 to 18 and not to harass or interfere in the married life of the present petitioners.

Learned counsel for the petitioners has submitted that the petitioners had earlier filed a petition bearing No.CRWP-1948-2022 which was disposed of by this Court vide order dated 04.03.2022. In the said case, it was contended that the petitioners were major inasmuch as petitioner No.1 was born on 22.10.2003 and petitioner No.2 was born on 02.01.1995 and had married each other on 24.02.2022 and in order to prima facie prove the

same, the petitioners had also annexed Aadhaar Cards and the Marriage Certificate-cum-*Nikahnama*. It was also contended in that case that they were having threat from the private respondents. It is further submitted that after the said order had been passed, respondent Nos.4 to 7 in earlier petition i.e. CRWP-1948-2022, have accepted the matrimonial ties of the petitioners but the present respondent Nos.4 to 17 are continuously harassing and threatening the petitioners and regarding the same, the petitioners had given representation dated 21.03.2022 (Annexure P-2) to respondent No.2-Superintendent of Police, Nuh and the petitioners would be satisfied, in case, the said respondent No.2 is directed to consider the said representation and after seeing the threat perception to the petitioners, take appropriate action in accordance with law.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Praveen Bhadu, AAG, Haryana appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Superintendent of Police, Nuh looks into the representation dated 21.03.2022 (Annexure P-2) with a limited prayer for only protection of life and liberty of the petitioners and takes appropriate action in accordance with law.

After considering the facts and circumstances of the present case, this Court deems it appropriate to direct respondent No.2-Superintendent of Police, Nuh to look into the representation dated 21.03.2022 (Annexure P-2) with a limited prayer for only protection of life and liberty of the petitioners and after making necessary enquiries and

assessing the threat perception to the petitioners, respondent No.2 shall take appropriate action in accordance with law.

It is, however, clarified that this Court has not gone into the merits of the allegations made by the petitioners and it would be open to respondent No.2 to make his independent enquiry/assessment with regard to the representation with a limited prayer aforesaid.

In view of what has been observed above, the present Criminal Writ petition is disposed of in the abovesaid terms.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioners, if involved in any case.

06.04.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No