

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

**CRWP No. 3469 of 2022
Date of decision: 18.04.2022**

Yogendri and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Ms. Samridhi Sareen, Advocate for
Ms. Mehak Sawhney, Advocate
for the petitioners.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Articles 226/227 of the Constitution of India, is for issuance of directions to official respondents to protect the life and liberty of the petitioners as petitioner No.1 has performed marriage with petitioner No.2 against the wishes of her parents and other family members and the petitioners are apprehending threat to their life and liberty at their instance.

Notice of motion.

On asking of the Court, Mr. Deepak Kumar Grewal, DAG, Haryana, accepts notice on behalf of the respondents-State. Let a complete set of the paperbook be supplied to him during the course of the day.

Learned counsel for the petitioners has submitted that a representation dated 12.04.2022 (Annexure P-5) was made to the Superintendent of Police, Rohtak seeking necessary protection but no action has been taken so far in the matter.

Heard.

Without examining the question of validity or otherwise of marriage of the petitioners, the present petition stands disposed of with a direction to the Superintendent of Police, Rohtak to look into the grievance of the petitioners expressed in the representation (Annexure P-5) and take appropriate action, if any, warranted in the circumstances.

The Superintendent of Police, Rohtak is further directed to arrange a meeting of petitioner No. 1 with her father/mother in case any such application is moved.

It is made clear that in case any FIR is registered against petitioner No.2, it will be open for the police authorities to take action, in accordance with law.

Directions for Registry

At the very outset, it has come to the notice of this Court that though in a note given below the verification part of the petition, it is stated that this is the first marriage of the petitioners, who are aged about 24 years and 30 years, respectively, however, a perusal of the affidavit would show that only the contents of para Nos. 1 to 15 are verified, except para No. 11, which is legal.

Since repeated directions have been issued to the Registry to include a specific paragraph in the body of the protection petitions stating the fact whether it is the first marriage of the petitioners or the second marriage and in case of second marriage, details of children be given along with affidavit as to how they will be brought up and income of such parents be also given. However, it is apparent that the Registry has passed this case in a very casual manner as the note given below the verification part of the

petition is neither verified in the petition nor in the affidavit.

Let an explanation in this regard be called from the Registrar (Listing) of this Court that in future all such protection petitions will be passed only after incorporating the information regarding marital status of the parties in the main petition, duly supported by the affidavit, and not as a note.

The Registrar (Listing) is also directed to inform all concerned in this regard.

Let this case be put up in *katcha peshi* on 10.05.2022 for compliance.

18.04.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No