

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

**CRWP No.8353 of 2022**

**Date of Decision: 01<sup>st</sup> September, 2022**

Binder Singh & another

....Petitioners

Versus

State of Punjab & others

....Respondents

**CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present:- Mr. R.K.Kachura, Advocate,  
for the petitioners.

\* \* \* \*

**MEENAKSHI I. MEHTA, J.(ORAL)**

By way of the present petition, both the petitioners have approached this Court for seeking the issuance of the direction to respondents No.1 to 3 to protect their lives and liberty as they apprehend threat to the same at the hands of respondents No.4 to 9 because petitioner No.2 is living with petitioner No.1 against their wishes. It has also been mentioned in this petition that a representation (Annexure P-3) has already been moved to respondent No.2 in this regard.

Mr. Arun Gupta, learned Assistant Advocate General, Punjab, has appeared on behalf of respondents No.1 to 3 in this case, in pursuance of the copies of the instant petition having been sent to the respondent-State in advance and on the instructions from ASI Balwant Singh from Police Station

Sadar Sri Muktsar Sahib, he apprises the Court that a criminal case has already been registered against petitioner No.1 vide the FIR bearing No.201 dated 17.08.2022 at Police Station Guruharsahai District Ferozepur, under Sections 363 and 366-A IPC, at the instance of respondent No.4-Rajinder Kumar, the father of petitioner No.2.

Heard.

Learned counsel for the petitioners restricts his prayer to the issuance of a direction to respondent No.2 to look into and take appropriate action on the said representation of petitioner No.1, i.e. Annexure P-3.

Learned State counsel has no objection for the same.

Keeping in view the intent of the fundamental right enshrined in Article 21 of the Constitution of India which ensures the protection of life and liberty to the citizens as well as the above-discussed limited prayer as made by learned counsel for the petitioners and without commenting or expressing any opinion on the validity and legality of the relationship between the petitioners, respondent No.2-Senior Superintendent of Police, Sri Muktsar Sahib, is hereby directed to look into the said representation of petitioner No.1 (Annexure P-3) only to the extent of the threat perception of the petitioners qua their lives and if it is found that the petitioners genuinely deserve the protection of their lives, then to take appropriate action in accordance with law.

It is further clarified that this order shall not amount to be any hindrance in/obstruction to the proceedings arising out of the afore-mentioned FIR and the same shall also not be construed to be a shield to the petitioners against any other action/proceeding already initiated or intended/contemplated

to be initiated against them by any competent authority/person on account of their said relationship and permissible under the relevant provisions of law.

This petition stands disposed of accordingly.

**01.09.2022**  
*seema*

**(MEENAKSHI I. MEHTA)**  
**JUDGE**

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|-----------------------------------|------------|
| <i>Whether speaking/reasoned:</i> | <i>Yes</i> |
| <i>Whether Reportable:</i>        | <i>No</i>  |