

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

226

**CRWP-11444-2021
Date of decision : 15.03.2022**

Varsha and another

.....Petitioners

VERSUS

State of Haryana and others

.....Respondents

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

Present:- Mr. R.S.Dhull, Advocate, for the petitioners.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

Mr. Sandeep Thakan, Advocate, for respondents No.4 and 5.

VINOD S. BHARDWAJ, J. (Oral)

The case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

The petitioners namely Varsha and Balram have approached this Court under Article 226 of the Constitution of India for seeking protection of their lives and personal liberty from private respondents.

Learned counsel for the petitioners *inter alia* contends that the petitioners are major and are staying together. However, their relationship is not acceptable to the private respondents and as a result thereof, the private respondents are threatening the petitioners. A representation against the threat extended at the hands of the private respondents already stand submitted by the petitioners to the Superintendent of Police, Hissar, Haryana.

The petitioners apprehend threat to their lives and claim that

there is a constant danger of being implicated in a false case.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana has appeared on behalf of respondents No.1 to 3 and refers to para No.4 of the reply filed by the respondent. The same is extracted as under :-

*“4. That necessary enquiry in to the alleged matter/case has been conducted by local police of PS Bass. During enquiry the petitioners have not found present at the given address whereas respondent No.4 to 6 have joined in the enquiry in to the matter and recorded their statements. They stated that they have no objection, if the petitioner No.1 wants to reside elsewhere with her own will and they will not create any threat perception or interfere in the lives and liberty of petitioners. A copy of enquiry report is annexed as **Annexure R-2**. True translated copies of statements of respondents No.4 to 6 are also annexed **Annexure R-3 to R-5**.”*

Mr. Sandeep Thakan, Advocate, appearing on behalf of respondents No.4 and 5 and has filed his power of attorney in the Court today. He submits that respondents extend to threat to the petitioners.

However, the said claim made in para 4 of the reply and the statement made by counsel for the respondent is disputed by the petitioners.

Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given. As such, the petition is disposed of with the directions to respondent No.2-Superintendent of Police, Hissar, Haryana, to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-3) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances.

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.2-Superintendent of Police, Hissar, Haryana, for requisite compliance.

The petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

15.03.2022
anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>