

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

CRWP No. 9851 of 2022 (O&M)

DECIDED ON: 17th October, 2022

Gulsnobar and another

.....PETITIONERS

VERSUS

State of Haryana and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Rajesh Bhateja, Advocate for petitioners.

Mr. Gurmeet Singh, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

This is second petition seeking directions to respondents to protect the life and liberty of the petitioners as they had solemnized the marriage against the wishes of their families.

The earlier petition filed was withdrawn as the counsel while arguing realized that the petition was drafted even without waiting for the representation to reach the concerned quarter and liberty was sought to pursue the representation. With the change of counsel, this second petition is filed.

Apart from making bald statement, no evidence is produced to show that the petitioner approached the police authorities for pursuing the representation or for seeking protection after withdrawal of earlier petition.

From the pleadings it is evident that petitioner No.2 is married and having three children and petitioner No.1 is also married. None has obtained divorce. There appears an attempt of getting order from this Court on petition filed on basis of marriage rather than getting protection.

Learned State counsel appearing on advance notice submits that phone number given in the writ petition are switched off and the petitioners are neither available at the given address nor approached the police authorities.

Considering the conduct of the parties, the counsel was given an opportunity to assist as to why this petition should not be dismissed with costs. After arguing for sometime, he submits that a liberal view be taken.

Taking into account that the second petition by changing counsel is filed without pursuing the liberty sought for in earlier petition. The petition is dismissed with costs of Rs.5000/- to be deposited with the Poor Patient Welfare Fund of PGIMER, Chandigarh.

Since the main case has been dismissed, the pending application, if any is rendered infructuous.

17th October, 2022

reema

**(AVNEESH JHINGAN)
JUDGE**

Whether speaking/reasoned *Yes*

Whether reportable *No*