

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

CRWP-2201-2023

Date of Decision:14.03.2023

Pratima Rai and another

...Petitioners

VS.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Munish Puri, Advocate
for the petitioners.

N.S.Shekhawat J. (Oral)

The petitioners have filed the instant petition under Article 226 of the Constitution of India for issuance of appropriate directions to respondents No.1 to 3 to protect the lives and liberty of the petitioners by providing police protection to them. It was further prayed that directions may be issued to the official respondents to prevent the respondents No.4 and 5 from interfering in the peaceful life of the petitioners in any manner.

Learned counsel for the petitioners contends that the petitioners were known to each other for the last more than two years, when the petitioner No.2 had gone to the village of petitioner No.1 and they initially interacted with each other, but subsequently fell in love with each other. The family members of petitioner No.1 were opposing their relation and respondents No.4 and 5 started threatening the petitioners of dire consequences. He further contends that both the petitioners had run away from their home on 21.02.2023 and are staying at village Mamoon, Tehsil and District Pathankot. Respondents No.4

and 5 were annoyed with the live-in-relationship of the petitioners and had openly declared that they would eliminate the couple.

I have heard learned counsel for the petitioners and have gone through the record carefully.

The petitioners have annexed the Aadhaar Cards of both the petitioners as Annexures P-1 and P-3, respectively. The Aadhaar Card of petitioner No.1 (Annexure P-1) shows that she is resident of village and Post office Pagra, Tehsil Amanganj, District Panna, Madhya Pradesh, whereas, Aadhaar Card of petitioner No.2 (Annexure P-3) shows that he is resident of village Madaiyan, Post office Karhi, District Panna, Madhya Pradesh. The petitioners have not placed on record any evidence to show that they are ordinary residents of village Mamoon, Tehsil and District Pathankot. Still further, even the petitioners have claimed that they apprehend threat from respondents No.4 and 5, who are also admittedly residents of village Pagra, Post Office Amanganj, Tehsil and District Panna, Madhya Pradesh. Consequently, the petitioners as well as respondents No.4 and 5 are residents of Madhya Pradesh and the instant petition is not maintainable before this Court. Apart from that, the petitioners have simply made vague averments that they are being threatened by respondents No.4 and 5. There are no details as to when they were threatened by respondents No.4 and 5 or respondents had ever visited to threaten them.

In view of the above, the instant petition is not maintainable and is ordered to be dismissed.

(N.S.SHEKHAWAT)
JUDGE

14.03.2023
Hemlata

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No