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KIRTI AND ANOTHER VS UT CHANDIGARH AND OTHERS

**Present:** None for the applicant-petitioners.

Mr. Rajiv Vij, Addl. P.P. UT, Chandigarh.

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Kirti (petitioner No. 1) and Amit (petitioner No. 2), after performing the marriage on 11.09.2018, had filed one protection petition vide CRM-M-40106-2018 and same was disposed of by the then Co-ordinate Bench of this Court vide order dated 17.09.2018. While disposing of the said petition, official respondent(s) were directed to examine the representation of the petitioners and to grant necessary protection while appreciating the fact of threat to their lives. However, petitioner No. 2 (Amit) gave assurance and thus, he was directed for depositing of Rs. 2 lacs in the shape of FDR for a period of three years within a period of three months in favour of Kirti (petitioner No. 1).

Thereafter, none of the petitioners or any other party to the main petition has approached this Court complaining about non depositing of FDR amount as assured by petitioner No. 2 and accordingly, directed by this Court.

Still, after disposal of the main petition, matter is being listed again and again for getting compliance of order dated 17.09.2018 i.e. of depositing of sum of Rs. 2 lacs in the name of petitioner No. 1 (Kirti) in the shape of FDR for a period of three years.

When the matter was listed on 10.11.2022, following order was passed by this Court:

*“Present petition for seeking protection to the life and liberty to the petitioners, was disposed of by this Court vide order dated 17.09.2018.*

*While disposing of the petition, this Court had imposed a condition against petitioner No.2 – Amit, to deposit a sum of Rs.2.00 lakhs in the name of petitioner NO.1 – Kirti, in the shape FDR for a period of three years, within a period of three months from today i.e. 17.09.2018.*

*Although period of three years has elapsed, but nothing has been brought on record by petitioner No.2 – Amit, to explain that the said part of the order has been complied with or not ?*

*Mr. Rajiv Vij, Ld. Addl. PP, UT Chandigarh, appearing on behalf of respondents No.1 to 3 – UT Chandigarh, seeks some time to confirm as to whether any issue is left for the petitioners in regard to the condition of deposit of an amount of Rs.2.00 lakhs.*

*Adjourned to 25.01.2023.*

*Meanwhile, Ld. Addl. PP, UT Chandigarh, may get clarity on the issue.”*

It is noticed that after disposal of the main petition on 17.09.2018, there was never any representation from the side of petitioners except of ones (i.e. on 03.04.2019) when counsel for the petitioners sought extension of time to comply with the order dated 17.09.2018.

Thus, again and again matter is being listed for the same purpose.

In view of the such circumstances, I feel that unless there is a complaint or demand by the concerned person (party to the lis) for not making payment of Rs. 2 lacs as per order dated 17.09.2018, there is no purpose in keeping the petition pending for indefinite period. Therefore, present IOIN is disposed of at this stage, subject to the moving of an application for revival of the same at the instance of petitioner No. 1 (Kirti), if she so desires, within six months from today.

**IOIN-CRM-M-40106-2018 stands disposed of.**

**(SANJAY VASHISTH)  
JUDGE**

**January 25, 2023**  
Riya