

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

CRM-M-49455-2018

DECIDED ON: 26.04.2024

KAJAL AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. M.R.Sharma, Advocate for the petitioners.

Mr. Gurbir Singh Dhillon, AAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 Cr.P.C. seeking direction to respondents No.2 and 3 to protect the life and liberty of the petitioners at the hands of private respondent No.4 by preventing them from harassing or interfering in the peaceful life of petitioners in any manner whatsoever and not to intrude in their privacy and for issuance of direction to official respondents No.2 and 3 to provide protection to life and liberty of the petitioners from respondent No.4 and his relatives.

Status report dated 11.01.2019 by way of an affidavit of Kulwant Singh, HPS, Deputy Superintendent of Police, Narwana has been filed on behalf of respondents No.1 to 3, which is taken on record. Copy thereof has been supplied to the learned counsel for the petitioner today in Court. Relevant para Nos.3 and 4 of the aforesaid status report reads as under:-

“3. That, the Station House Officer, Police Station Garhi got inquired the matter through ASI Rajesh Kumar, Incharge, Police Post, Dhamtan Sahib. During the course of enquiry proceedings both the petitioners were joined in

the enquiry and their statement were also ecorded. Kajal- petitioner No.1 made statement to the effect that she has solemnized marriage with Salim- petitioner No.2 and their family members are not having any objection from their marriage. She further made statement that she is not apprehending any danger to her life and no police protection is required to them. Similar statement has also been made by the petitioner No.2-Salim. True copy of the statement of the petitioners are being annexed as Annexure R-2 and R-3, respectively.

4. That, the life and liberty of the petitioners is concerned, it is submitted that the Superintendent of Police, Jind vide letter dated 28.11.2018, Annexure R-1, had already directed the Station House Officer, Police Station, Garhi to ensure that the life and liberty of the petitioners, in accordance with law and request of the petitioner. Hence, the present petition is liable to be dismissed, being devoid of merits.”

A perusal of the above would depict that during the course of enquiry proceedings, statements of petitioners No.1 & 2 have got recorded, wherein they stated that they do not apprehend any threat to their life and liberty from anyone.

Considering the aforesaid status report and the submissions made by learned State counsel, this Court is duly convinced that no danger to life and liberty of the petitioners is in existence. Hence, there is absence of cause of action to interfere in the instant petition. Accordingly, the same is dismissed being devoid of any merits.

(SANDEEP MOUDGIL)
JUDGE

26.04.2024
Poonam Negi
Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No