

2024:PHHC:122078



231.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-5167-2024

Date of decision: 12.09.2024

Sonali and another

.... Petitioners

Versus

State of Haryana and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Ms. Manpreet, Advocate for
Mr. Siddarth, Advocate, for the petitioners.

Mr. Gurmeet Singh, AAG, Haryana.

GURBIR SINGH, J.

1. Prayer in this criminal writ petition filed under Article 226 of the Constitution of India is for issuance of direction to the official respondents No.2 and 3 to protect the life and liberty of the petitioners at the hands of private respondents No.4 to 7.
2. It is submitted that petitioner No.1-Sonali is the daughter of respondents No.4 and 7 and respondents No.5 & 6 are her brothers. Her parents were pressurizing her to solemnize marriage with some old aged person and on her refusal, she was given beatings by her parents. Left with no other option, she ran away from the house and took shelter at the house of petitioner No.2, who is her friend for the last three years. Petitioner No.1 is unmarried whereas petitioner No.2 is married having no child. Both were

living in peace but private respondents are threatening to kill them. Petitioners approached respondent No.2-Superintendent of Police, District Ambala, by way of representation dated 28.05.2024 (Annexure P-3), but when no action was taken thereon, they approached this Court by way of present petition.

3. Learned State counsel submits that status report in the case has already been filed. On the strength of said status report, he submits that the father of petitioner No.1 has also lodged an FIR bearing No.196, dated 31.05.2024 under Section 346 IPC, Police Station Ambala City, regarding missing of his daughter. During investigation, the Investigating Officer came to know that the petitioners have approached this Court by way of present petition. The Investigating Officer joined the complainant and his sons and recorded their statements. In their statements, respondents No.4 to 6 have stated that petitioner No.1-Sonali had left the house with her own free will and now their family has nothing to do with her. She is an adult and knows her good and bad. She can live happily with her husband Ajay Kumar and they have no objection for the same. Finding no cognizable offence, cancellation report in the case has also been prepared and sent for approval of higher police officials. The status report further suggests that the family members of both the parties have been made to understand that as and when the petitioners came back, they will not cause any harm to them.

4. In view of above, since the private respondents No.4 to 6 have recorded their statements that they pose no threat to the life and liberty of the petitioners, no further order is required to be passed in the present petition and it is disposed of as such. However, in case, the petitioners find any threat to their life and liberty, they are at liberty to approach the concerned Superintendent of Police/SHO i.e. respondents No.2 and 3 herein.

(GURBIR SINGH)
JUDGE

September 12, 2024
sanjeev

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