



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

117

CRWP-5495-2024

Date of Decision.:13.06.2024

Amarjit Singh

Petitioner

Vs.

State of Punjab and Others

Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Ms. Divya Gulati, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Petitioner is the husband of respondent No.4 Raghuvir Kaur. Said respondent No.4 Raghuvir Kaur is residing in live-in-relationship with respondent No.5 Jaspal Singh. Both of them filed CRWP-5289-2024 before this Court for seeking protection. This Court disposed of that writ petition on 03.06.2024 (Annexure P-1) by passing the following order:-

"1. The petitioners, through instant petition under Article 226 of the Constitution of India are seeking protection of their lives and liberty as guaranteed by Article 21 of the Constitution of India.

2. Notice of motion.

3. Mr. S.S. Aulakh, AAG, Punjab who on advance notice is present in Court, accepts notice on behalf of respondents No.1 to 3-State and Ms. Divya Gulati, Advocate accepts notice on behalf of respondent Nos. 4 and 5 and waive service.

4. As per petition and documents enclosed therewith i.e. Aadhar Card issued by the Government of India, petitioner No. 1- Raghuvir Kaur is aged 37years and petitioner No.2- Jaspal Singh is aged 40 years. The petitioners are residing together.

**CRWP-5495-2024**

5. *Learned counsel for respondent Nos. 4 and 5 submits that respondent No. 4 is husband of petitioner No. 1 and she without obtaining divorce from him is residing with petitioner No. 2. The petitioner No. 2 has enticed many other girls and he is involved in the trade of illegal liquor.*

6. *The petitioners have made a representation dated 29.05.2024 (Annexure P-3) to Senior Superintendent of Police, Patiala seeking protection of life and liberty. The petitioners have no apprehension of causing any injury on the part of the police or other Government authorities whereas they are claiming that there is apprehension that their relatives may cause injury and put their lives in danger.*

7. *The official respondents are directed to examine the representations of the petitioners in accordance with law and to ensure protection while appreciating the fact that there is threat to their lives. The disposal of present petition shall not be construed as protection to petitioners from their civil or criminal liability which, if any, they have incurred in past or may incur in future. This order further would not legalize their relation, if not permissible by law in force.*

8. *Disposed of.”*

Now grievance of the petitioner is that after passing of the order by this Court, respondent Nos.4 & 5 are threatening the petitioner for false implication. Petitioner feels threat to his life and liberty.

Notice of motion to respondent Nos.1 to 3, only.

Mr. Somesh Arora, Addl. AG, Punjab accepts notice on behalf of respondent Nos.1 to 3- State.

Respondent Nos.2 & 3 are hereby directed to assess the threat perception to the life and liberty of the petitioner, if any and provide necessary protection as per requirement by taking into consideration representation (Annexure P-2).

Besides above, in the order dated 03.06.2024 (Annexure P-1), though the official respondents were directed to examine the representation of respondent Nos.4 & 5 (petitioners in CRWP-5289-2024), but it was made clear that the protection to them shall not be construed as a protection from any civil or criminal liability, which they may have incurred in the past or may incur in the future. In other words, they are not immune from any civil or criminal action.

As such, if respondent Nos.4 & 5 are now threatening the petitioner in any manner, necessary action in accordance with law shall be taken against them.

Disposed of.

(DEEPAK GUPTA)
JUDGE

June 13, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No