



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-7977-2024

Date of Decision:- 04.10.2024

NEHA RANI AND ANR

....Petitioners

Vs.

STATE OF PUNJAB AND ORS

...Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr.Hardeep Singh Saini, Advocate for petitioners.
(Through V.C.)

Mr. Kewal Singh, Addl. A.G. Punjab.

Mr. Ridha Dhawan, Advocate for respondent Nos.6 to 9,
11 to 16, 18 and 20.

AMARJOT BHATTI, J.

1. Petitioners Neha and Arsh Ram have filed present petition under Articles 226 of the Constitution of India for issuance of directions to respondent Nos.2 to 4 to protect their life and liberty of petitioners and respondents No.6 to 20 be directed not to interfere in the peaceful life of petitioners, who are residing in live-in relationship.

2. It is submitted that both petitioners are major. Date of birth of petitioner No.1 is 01.01.1997. Copy of her Aadhar Card is Annexure P-1. Date of birth of petitioner No.2 is 01.01.2001. Copy of his Aadhar Card is Annexure P-2. Petitioner No.1 was earlier married with respondent No.6. Now petitioners are residing in live-in relationship. Petitioners also moved representation to Senior Superintendent of Police, Patiala, Punjab, which is Annexure P-3. They are apprehending threats from respondent Nos.6 to 20 who are family members from previous marriage of petitioner No.1.

3. Detailed status report filed. As per the status report, petitioner No.1 was married with respondent No.6. After marriage petitioner No.1 was ill treated by respondent No.6 and his family members. In September, 2021 she was turned out of the house by respondent Nos.6 to 14 and thereafter both petitioners came in contact with each other and developed relationship. Respondent Nos.6 to 20 are extending threat to petitioners that in case they entered in village they will be eliminated. ASI Paramjit Singh of Police Station Badshahpur investigated the matter. Statement of respondent No.6 Parveen has been recorded as Annexure R1/T in which he stated that he or his family has no objection if Neha Rani lives anywhere as per her desire. Similarly, statement of Amarjit Ram father of petitioner No.2 is Annexure R2/T. Statement of Hakam is Annexure R3/T. Statement of Parkash Ram (Annexure R4/T) has been recorded where he stated that he and his family have no concern with Neha Rani who may live anywhere she wants to live. Statements of respondent Nos.12 to 14 have been recorded who claimed that their husband have gone to Madhya Pradesh on combine even they have no objection regarding conduct of Neha Rani which are Annexures R5/T to R7/T respectively. It is alleged that in view of aforesaid statements, there is no threat perception and no protection is required.

4. Private respondents filed their reply opposing protection petition filed by the petitioners. It is alleged that respondent No.6 is doing labour work. Petitioner No.1 is mother of two children. She has indulged in unwarranted friendship with petitioner No.2 and tarnished the image and reputation of family. Petitioner No.2 is son of real maternal aunt of respondent No.6. Matter also came before Panchayat meeting and

Present petition is abuse of process of law.

5. I have considered the aforesaid factual position. Petitioners are in live-in relationship. Neha Rani petitioner No.1 is a married lady. Her husband is respondent No.6. Other respondents are her family members. Along with status report statements (R1/T to R7/T) have been annexed who claimed that they have no concern with petitioner No.1, she may stay anywhere she wants. Despite their statements recorded by the police, element of threat perception cannot be ruled out altogether. It is duty of police to protect life of petitioners. Therefore, respondent Nos.2 and 3 are directed to consider the representation of petitioners dated 13.08.2024 (Annexure P-3) and protect life of petitioners from the hands of respondent Nos.6 to 20 considering threat perception.

6. Aforesaid protection order will not protect petitioners in case there is violation of law or pending or future legal proceedings.

7. Petition is accordingly disposed of.

(AMARJOT BHATTI)
JUDGE

04.10.2024

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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No