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

CRWP-9459-2024

Date of Decision:- 21.10.2024

AKASH AND ANOTHER

...Petitioners

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Ashish Kumar and Mr. Onkar Singh Wahla, Advocates
for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Madan Sandhu, Advocate for respondent Nos.5 and 6.

AMARJOT BHATTI, J.

1. Petitioners Akash and Mamta have filed criminal writ petition under Articles 226/227 of Constitution of India seeking direction to respondent Nos.1 to 3 to protect life and liberty of petitioners and to restrain the private respondent Nos.5 and 6 not to harass or interfere in the peaceful live-in relationship of petitioners with further prayer that petitioner No.2 may be sent to Nari Niketan, Karnal or any other nearest Nari Niketan near Bhiwani till her age of majority or any other direction which the Court may deem fit in the given facts and circumstances of the case.

2. As per previous order dated 27.09.2024, petitioner No.2 Mamta daughter of Udaibir was sent to Mahila Ashram Complex, Karnal with further direction to protect life of petitioner No.1/accused.

3. Today petitioner No.2 has come present from said Mahila Ashram and her parents i.e. respondent Nos.5 and 6 are also present in the

4. Mr. Madan Sandhu, Advocate appears and files power of attorney on behalf of respondent Nos.5 and 6. Same is taken on record, subject to just exceptions.

5. Status report has been filed which is taken on record.

6. Petitioner No.2 Mamta has levelled allegations against her parents that they will perform marriage against her wishes, therefore, wants to stay in the Nari Niketan till she attains age of majority and further claimed that on attaining majority, she would stay with petitioner No.1 Akash. Respondent Nos.5 and 6 denied the allegations. Father of petitioner No.2 insisted that he wanted his daughter to study further and stay with him. She was never forced to marry with anybody. Allegations are without any basis.

7. Learned counsel representing respondent Nos.5 and 6 further stated that on the complaint of Udaibir, FIR No.357 dated 22.09.2024 has been registered under Section 96 and 137 (2) of BNS, 2023, Police Station Tosham, Bhiwani. This fact is also confirmed by learned counsel representing State.

8. In the light of aforesaid factual position, it will be appropriate that petitioner No.2 Mamta stays in Mahila Ashram as per earlier order till further orders. FIR is also registered against petitioner No.1. Therefore, there is no requirement to extend protection order. Police is at liberty to investigate the aforesaid FIR, as per law. No further direction is required.

Petition is, accordingly, disposed of.

(AMARJOT BHATTI)
JUDGE

21.10.2024

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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No