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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-9548-2024

Date of Decision:- 01.10.2024

KAPIL AND ANR

....Petitioners

Vs.

STATE OF HARYANA AND ORS

...Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. A.S. Gulati, Advocate for petitioners.

Mr. Rupinder Singh Jhand, Addl. A.G., Haryana.

AMARJOT BHATTI, J.

1. Petitioners Kapil and Aarti Thakur have filed present petition under Articles 226/227 of the Constitution of India for issuance of directions to respondent Nos.1 to 3 to protect their life and liberty from the hands of respondents No.4 to 10.

2. It is submitted that both petitioners are major. Date of birth of petitioner No.1 is 05.03.2006. Copy of his Aadhar Card is Annexure P-1. Date of birth of petitioner No.2 is 03.09.2004. Copy of her Aadhar Card is Annexure P-2. Both petitioners are residing together and want to perform marriage after attaining marriageable age. Petitioners moved representation to Superintendent of Police, District Yamuna Nagar, Haryana, which is Annexure P-3. They are apprehending threats from respondent Nos.4 to 10, who are parents, brother, uncles of petitioner No.2.

3. Notice of motion.

4. On asking of this Court, Mr. Rupinder Singh Jhand, Addl.

A.G., Haryana accepts notice on behalf of State.

5. Considering nature of litigation, no purpose would be served by serving notice to private respondents.

6. I have considered facts narrated in the petition, according to which both petitioners are major and they are residing against wishes of respondent Nos.4 to 10, as a result they are apprehending threats from the hands of said respondents. 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 27.09.2024 (Annexure P-3) and protect life of petitioners from the hands of respondent Nos.4 to 10 considering threat perception.

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

8. Petition is accordingly disposed of.

(AMARJOT BHATTI)
JUDGE

01.10.2024

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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No