

(2020) 01 RAJ CK 0236

In the Rajasthan High Court

Case No : Criminal Miscellaneous (Petition) No. 436 Of 2020

Juliyat Rao And Ors

APPELLANT

Vs

State And Ors

RESPONDENT

Date of Decision : 28-01-2020

Acts Referred:

Code Of Criminal Procedure, 1973 — Section 482

Citation : (2020) 01 RAJ CK 0236

Hon'ble Judges : Vijay Bishnoi, J

Bench : Single Bench

Advocate : Vijay Kumar Gaur, Sudhir Tak, Juliyat Rao, Denis George

Final Decision : Disposed Of

Judgement

This criminal misc. petition under Section 482 Cr.P.C. has been filed by the petitioners with the following prayers :-

"It is, therefore, most humbly and respectfully prayed that this Misc Petition of the petitioners may kindly be allowed and be issuing and appropriate order or direction;-

(A) the respondents authorities may kindly be directed to provide appropriate protection to the petitioners at their native place as well as place of serving of the petitioner No.2.

(B) the respondent authorities may kindly be directed not to chasing the petitioners as well as not interfere in the peaceful happy married life of the petitioners.

(C) That the private respondent may kindly be restrained from interfering in matrimonial life of the petitioners.

(D) Any other Misc order or direction, which is favourable to the petitioners, may kindly be passed as an alternative relief.

(E) The cost of this misc. petition may kindly be awarded to the petitioner.

Learned counsel for the petitioners has submitted that the petitioners are major and as per their own will have married to each other but their family members are annoyed with their marriage and threatened them with dire consequences, therefore, adequate police protection be provided to them.

After considering the arguments advanced by learned counsel for the petitioners and after taking into consideration the facts and circumstances of the case, this Court is of the opinion that if the petitioners are having any apprehension regarding their life and liberty from their relatives, they may move appropriate representation before the Commissioner of Police, Jodhpur narrating their grievance.

It is expected that if any such representation is moved on behalf of the petitioners, the Commissioner of Police, Jodhpur shall consider the same and after analysing the threat perceptions, if requires so, may pass necessary orders.

It is made clear that this order is not a proof of age and the marriage of the petitioners and any observations in this order shall not affect any criminal and civil proceedings initiated against the petitioners at the instances of their relatives.

With these observations, this criminal misc. petition is disposed of. Stay petition also stands disposed of.