

SUNIL AND ANR V/S STATE OF HARYANA AND ORS

Present:- Mr. Nirmal Singh, Advocate for the petitioner(s).

On 13.02.2019 the following order was passed:

“In the instant petition under Section 482 Cr.P.C. prayer has been made for direction to official respondents No.1 to 3 to protect the lives and liberty of the petitioners at the hands of respondents No.4 to 7.

Heard.

Without commenting on the legality and validity of marriage between the petitioners, respondent No.2–Superintendent of Police, District Panipat, is directed to inquire as to whether the petitioners genuinely need any protection and if so, do the needful.

Petitioners are present in the Court. Petitioner No.1 is hereby directed to make necessary arrangement for fixed deposit of a sum of ₹50,000/- in some nationalized bank in the name of petitioner No.2- Jyoti within a period of one month from today. The said FDR shall be for a period of 5 years. Petitioner No.1 is directed to deposit copy of the FDR in the Registry within a period of one month from today. In case, he fails to do so, Registry is directed to list the matter on 29.03.2019.

Disposed of.”

The matter has been put up before this Court as the petitioner No.1- Sunil has not deposited Rs.50,000/- in the shape of FDR, in favour of petitioner No.2. Learned counsel for the petitioners has submitted that the said order was passed on 13.02.2019 with the prime motive of ensuring the safety/well-being of petitioner No.2. Learned counsel appearing for the petitioners has iterated that much time has elapsed since then and petitioners are living with each other happily as husband and wife.

Perusal of the State reply reads thus:

“4. That the enquiry with regard to the condition of the petitioners was conducted by SI Rajinder Parsad, 305, SPT, P.S Old Industrial, Panipat. During enquiry, petitioner no. 1 Sunil and petitioner no. 2 Jyoti were joined in the enquiry and their statements were recorded. They got recorded their statements that they are living happily with each other since their marriage in 2019. One girl was also born out of the wedlock and that they are not competent to deposit Rs. 50,000/-. They further requested to close the protection file. True Copy of statements of Sunil, Jyoti is annexed herewith as Annexure R-1, True Copy of joint statement of petitioner is annexed herewith as Annexure R-2, True Copy of enquiry report of SI Rajinder Parsad is annexed herewith as Annexure R-3.

5. That the facts and circumstances of the case and enquiry revealed that the petitioners are living happily with each other and one daughter was also born to them out of their wedlock. However, petitioner no. 1 has failed to comply with order dated 13.02.2019 and has failed to deposit Rs. 50,000/- in favour of the petitioner no. 2. Hence, the police assure to abide by all directions as would be passed by this Hon'ble Court as per circumstances of present case accordingly.”

Having heard learned counsel for the petitioners and upon perusal of the record, this Court deems it appropriate to vary the order dated 13.02.2019, to the extent, that the petitioner No.1 shall not be required to deposit the said FDR of Rs.50,000/- in the name of petitioner No.2.

IOIN stands disposed of, accordingly.

August 29, 2025
Naveen

(SUMEET GOEL)
JUDGE