

Deva Ram Vs. State and ors

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Court : Rajasthan Jodhpur

Decided On : May-20-2014

Appellant : Deva Ram

Respondent : State and ors

Judgement :

[1].IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

ORDER

D.B.CIVIL WRIT (HABEAS CORPUS) PETITION NO.3453/2014 Devaram Versus State of Rajasthan & ORS.Date of Order :: 20.05.2014 PRESENT HON'BLE Mr.JUSTICE GOVIND MATHUR HON'BLE Mr.JUSTICE ATUL KUMAR JAIN Mr.C.R.Choudhary for the applicant Mr.Shiv Kumar Vyas - Government Advocate Mr.Gopal Acharya for the alleged detenue BY THE COURT : Alleging illegal detention of Ms.Renuka, this habeas corpus petition is preferred to have a direction to produce the corpus before the court.

Ms.Renuka at her own, while availing police protection as given under S.B.Criminal Misc.

Petition No.1118/2014, Smt.

Renuka & ORS.versus The State of Rajasthan & Ors., appeared before us.

It is submitted by her that she has already solemnized marriage on 01.05.2014 with Mr.Sharwan Paliwal, resident of Village Bhandiyawas, Tehsil Pachpadra, District Barmer.

She also disclosed that having apprehension for danger to her life, she preferred a miscellaneous petition as per [2].the provisions of Section 482 Cr PC, wherein the following order has been passed :- The petitioners No.1 and 2 i.e.Smt.

Renuka and Sharwan Paliwal respectively present in person and state that they voluntarily solemnized the marriage on 01.05.2014 at Delhi and after marriage, when they reached their village, the respondents No.4 to 9 threatened to kill them and, therefore, they filed this Criminal Misc.

Petition before this Court for providing police protection.

Issue notice.

Learned Public Prosecutor is directed to accept notice on behalf of the respondents No.1, 2 and 3.

Issue notice to the respondents No.4 to 9 only.

Notices are made returnable on 15.05.2014.

Mr.Gautam Jain, SHO, Police Station, Udaimandir, Jodhpur, present in person, is directed to provide protection to the petitioners No.1 and 2 for their safe passage from Jodhpur to their village Bhandiyawas.

Put up on 15.05.2014.

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A confident statement is also made by Ms.Renuka before us that she voluntarily left her house and entered into a wedlock with Mr.Sharwan Paliwal.

In view of the factual position noticed above, this habeas corpus petition is disposed of by keeping Ms.Renuka at liberty to move as per her free will and wishes.

[ATUL KUMAR JAIN]., J.

[GOVIND MATHUR]., J.

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