

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Criminal Writ Petition No. 595/2026

1. Deepika Rathore D/o Jaswant Singh, Aged About 22 Years, R/o 321 Near Post Office Tehsil Beawer Vilage Post Rajiyawas Ajmer At Present R/o Janta Colony Kudi Bhagtasani District Jodhpur Raj
2. Hemendra Singh S/o Shaitan Singh, Aged About 25 Years, R/o Bheelo Ka Badiya Masuda Tehsil Masduda District Beawer

-----Petitioners

Versus

1. State Of Rajasthan, Through Chief Secretary Ministry Of Home Affairs Jaipur Raj
2. The Commissioner Of Police, Police Commissionarate Jodhpur
3. The Superintendent Of Police, Beawer
4. The Station House Officer, Of Police Station Kudi Bhagtasani Jodhpur
5. The Station House Officer, Police Station District Beawer
6. The Station House Officer, Police Station Saket Nagar District Beawer
7. Jaswant Singh S/o Nawal Singh Rathore, R/o 321 Near Post Office Tehsil Beawer Vilage Post Rajiyawas Ajmer At Present R/o Janta Colony Kudi Bhagtasani District Jodhpur Raj
8. Laxmi Rathore W/o Jaswant Singh, R/o 321 Near Post Office Tehsil Beawer Vilage Post Rajiyawas Ajmer At Present R/o Janta Colony Kudi Bhagtasani District Jodhpur Raj
9. Ashok Singh, R/o Budadi Beawer
10. Gopeshwar Singh Rathore S/o Nawal Singh, R/o Rajiyawas District Beawer
11. Kailash Singh Rathore S/o Nawal Singh Rathore, R/o Rajiyawas District Beawer
12. Dilip Singh S/o Nawal Singh Rathpre, R/o Rajiyawas District Beawer
13. Komal Rathore W/o Dilip Singh, R/o Kiranpura Beawer

14. Shrawan Singh S/o Prem Singh, R/o Akhegarh Beawer
15. Radha Devi W/o Prem Singh, R/o Akhegarh Beawer

-----Respondents

For Petitioner(s) : Mr. Manoj Kumar
For Respondent(s) : Mr. Shriram Choudhary, AGA

HON'BLE MR. JUSTICE FARJAND ALI

Order

10/02/2026

1. The present Criminal Writ Petition has been preferred by the petitioners under Article 226 of the Constitution of India seeking issuance of appropriate directions to the official respondents for providing them protection, on the ground that they apprehend threat to their life and personal liberty at the hands of the private respondents.
2. In the circumstances, the writ petition is being considered and decided on the basis of the averments, grounds and material placed on record.
3. As per the pleadings, the petitioners claim to be majors and of marriageable age and assert that they have executed an agreement. It is further stated that they are residing together as per their own free will and wish and that the private respondents are opposed to the said relationship and are allegedly extending threats, giving rise to an apprehension to the life and personal liberty of the petitioners.

4. Upon perusal of the record, this Court is of the considered view that the right to life and personal liberty is a fundamental right guaranteed to every individual under the Constitution, and the same cannot be compromised under any circumstances. No person can be deprived of his or her life or personal liberty except in accordance with the procedure established by law and apprehension relating to life and personal liberty, if asserted, deserves to be examined by the competent authority. The assessment of threat perception and the necessity of protection are matters falling within the domain of the police authorities, who are duty bound to ensure maintenance of law and order and to prevent any person from taking the law into his or her own hands.
5. Accordingly, the writ petition is disposed of with a direction that the petitioners shall appear before the concerned Superintendent of Police/Commissioner of Police, within a period of ten days from today and submit a representation clearly indicating the persons from whom they apprehend threat or harm. Upon such appearance, the concerned Superintendent of Police/Commissioner of Police shall afford an opportunity of hearing to the petitioners and, if deemed necessary, to the concerned private respondents, examine the grievance, deliberate over the issue and calibrate the threat perception and, if the circumstances so warrant, pass appropriate orders in accordance with law so as to ensure

that no harm is caused to the petitioners by the private respondents by taking law into their own hands.

6. It is clarified that this Court has not recorded any definitive finding with regard to the legitimacy of the relationship claimed by the petitioners, the validity of the alleged live in relationship deed or the genuineness of the documents relied upon by them, and all such aspects shall remain open for enquiry and investigation by the competent authority, in accordance with law. It is further made clear that any observation made herein shall not affect any civil or criminal proceedings, if any, pending or to be initiated in accordance with law.
7. The Criminal Writ Petition stands disposed of in the aforesaid terms. Pending applications, if any, also stand disposed of.

(FARJAND ALI),J