

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

S.B. Criminal Writ Petition No. 597/2026

1. Suthar Ravina Kumari Yashwant W/o Jetharam Banshilal, Aged About 25 Years, D/o Yashwant T Suthar R/o 405 4Th Floor, Umangvilla, Sama Bus Stand, Vadorar, Gujarat At Present House No. 11Uparala Vas Miyon Ka Bada Vill- Miyon Ka Bada The. Samdari Distrit Barmer Raj
2. Jetharam Bansilal Suthar S/o Bansil Lal Suthar, Aged About 27 Years, R/o C-34, Navrang Society, B/h Randaldham Temple, New Sama,vemali, Vadodara Eme, Gujarat At Present House No. 11 Uparalavas Miyon Ka Bada Vill- Miyon Ka Bada The. Samdari Distri Barmer Raj

-----Petitioners

Versus

1. State Of Rajasthan, Through The Secretary, Department Of Homeaffairs, Government Of Rajasthan, Jaipur.
2. The Superintendent Of Police, Balotra Raj
3. The Inspector General Of Police, District Jodhpur Raj.
4. The Commissioner Of Police, District Jodhpur Raj.
5. The Station House Officer, Police Station Samdari, District Balorta.
6. The Station House Officer, Police Station Vadorar Gujarat
7. Sunder Lal S/o Ramkishan, R/o Near Nutun School, New Shamaroad, Vadorar At Present Village Panodiya Maja District Rajsamand
8. Chetan S/o Dinesh Suthar Nathuvas, Nathdwara R/o 405 Umang Villa New Shama Road,vadorar At Present Village Panodiya Maja District Rajsamand
9. Yaswant S/o Takurchand, R/o 405 Umang Villa New Shama Road,vadorar At Present Village Panodiya Maja District Rajsamand
10. Lalit S/o Bansi Lal Suthar, R/o Didoli Surat,
11. Rajesh Sharma, R/o Village Khatikhera Udaipur Pushptentament Society, New Shama Road, Vadorar
12. Shyam Lal Suthar, R/o Village Thamla Udaipur Dharti Tentamentsociety New Shama Road, Vadorar

-----Respondents

For Petitioner(s) : Mr. Govind Ram
For Respondent(s) : Mr. SS Rathore, Dy.G.A.

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 solemnized their marriage on 09.04.2024 at Vadodara. It is further stated that they are residing together as husband and wife and that the private respondents are opposed to the said marriage 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, Jodhpur, 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, Jodhpur 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 marriage 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