

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

S.B. Criminal Writ Petition No. 2077/2026

1. Kanta D/o Jali Maji, Aged About 23 Years, R/o Dhani Badwala, Sanjay Nagar, Jhunjhunu, District Jhunjhunu, C/ r Of Rawatsar, Tehsil Rawatsar, Dist. Hanumangarh
2. Ashok Kumawat Son Of Guljhari Lal, Aged About 38 Years, R/o Khetri, Babai District Jhunjhunu.

----Petitioners

Versus

1. State Of Rajasthan, Through Home Secretary, Secretariat, Jaipur
2. The Suprintendent Of Police, Sri Hanumangarh.
3. The Superintendent Of Police, Jhunjhunu.
4. Station House Officer, Police Station, Khetri, Jhunjhunu.
5. Shankar Lal S/o Shri Shiv Narayan, Aged About 40 Years, Resident Of Dhani Badawali, Sanjaynagar, Tahsil Khetri, Jhunjhunu, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Sanjeev Beniwal
For Respondent(s)	:	Mr. N.S. Chandawat, PP

HON'BLE MS. JUSTICE REKHA BORANA

Order

08/05/2026

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 respondent.
2. As per the pleadings, the petitioners claim to have attained the age of majority and assert that they have executed agreement

dated 17.04.2026 for live in relationship. It has further been stated that they are residing together as per their own free will and wish, however, private respondents being against the said relationship, are extending threats, giving rise to an apprehension to the life and personal liberty of the petitioners.

3. Heard the Counsels. Perused the record.

4. A Co-ordinate Bench of this Court while dealing with the issue in ***Gulshan & Anr. Vs. State of Rajasthan & Ors.; S.B. Criminal Writ Petition No.02/2026*** (decided on 05.01.2026) held as under:

"4. Upon perusal of the record, this Court is of the considered view that 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 law into his or her own hands."

5. In view of the above position of law, the writ petition is **disposed of** with a direction that the petitioners shall appear before the Superintendent of Police, Jhunjhunu 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, Superintendent of Police, Jhunjhunu 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 respondent. If required the Superintendent of Police, Jhunjhunu may communicate and coordinate with the concerned Station House Officer for the purpose of effective assessment and implementation of appropriate measures.

6. It is clarified that this Court has not recorded any definitive finding with regards 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. Pending applications, if any, stand **disposed of**.

(REKHA BORANA),J