

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 4558/2019

1. Rina Sharma W/o Nand Kishore, D/o Shri Rakesh Sharma, Aged About 22 Years, R/o Jangido Ka Mohalla, Ramsara, District Churu, Raj., Presently R/o Village Tajsar, District Sikar, Raj.
2. Nand Kishore S/o Shri Ram Chandra, Aged About 29 Years, R/o Village Tajsar, District Sikar, Raj.

----Petitioners

Versus

1. State Of Rajasthan, Through Secretary, Department Of Home Affairs And Justice, Government Secretariat, Jaipur, Raj.
2. Director General Of Police, Rajasthan, Police Head Quarter, Lal Kothi, Tonk Road, Jaipur.
3. Superintendent Of Police, S.P. Office Sikar, District Sikar, Raj.
4. Sho, Police Station Sadar, Fatehpur, District Sikar, Raj.
5. Shri Rakesh Sharma S/o Shri Laxminarayan Sharma, R/o Jangido Ka Mohalla, Ramsara, District Churu, Raj.

----Respondents

For Petitioner(s) : None present

For Respondent(s) : Mr. Narendra Singh Dhakad,PP

JUSTICE ANOOP KUMAR DHAND

Order

23/04/2026

1. The petitioners have preferred the instant petition for issuance of necessary directions to the official-respondents to provide adequate security and protection to them on the ground that they are facing grave threat to their life and liberty at the hands of the private respondent(s).

2. Learned counsel for the petitioners submits that Article 21 of the Constitution of India provides for right to life and personal liberty under the ambit of fundamental rights and any threat to the same amounts to violation of the same.

3. Counsel for the petitioner submits that in relation to seeking protection from the private respondents, the petitioners have approached the Nodal Officer by way of filing a representation. Counsel further submits that in-spite of the above, no orders have been passed, hence, under these compelling circumstances, the petitioners have approached this Court.

5. The Co-ordinate Bench of this Court in the case of **Suman Meena vs. State of Rajasthan** while deciding **S.B. Criminal Writ Petition No.792/2024** on 03.03.2025 has issued certain guidelines for disposal of the representations seeking protection against the private respondents.

6. It is well settled legal position as expounded by the Hon'ble Supreme Court in the cases of **Lata Singh Vs. State of UP and Anr.**, reported in **AIR 2006 SC 2522**, **S. Khushboo Vs. Kanniammal and Anr.**, reported in **(2010) 5 SCC 600**, **Indra Sarma Vs. VKV Sarma** reported in **(2013) 15 SCC 755** and **Shafin Jahan Vs. Asokan KM and Ors.** reported in **(2018) 16 SCC 368** that the life and personal liberty of the individuals has to be protected except according to procedure established by law, as mandated by Article 21 of the Constitution of India. Further, as per Section 29 of the Rajasthan Police Act, 2007, every police officer is duty bound to protect the life and personal liberty of the citizens.

7. Considering the arguments put forward by learned counsel for the petitioners and looking to the fact that the petitioners have

already submitted appropriate representation/ application seeking protection before the Nodal Officer as well as concerned Station House Officer, it is expected from the officers concerned to look into the matter in terms of the directions issued by this Court in the case of **Suman Meena** (supra) and ensure that after analyzing the threat perceptions, if necessitated, necessary steps may be taken to provide adequate security and protection to the petitioners.

8. It is made clear that any observations made by this Court in this order shall not affect any criminal and civil proceedings initiated against the petitioners.

9. With the aforesaid observations, the instant criminal writ petition stands disposed of. The stay application and all pending applications, if any, also stand disposed of.

(ANOOP KUMAR DHAND),J