

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Writ Petition No.1402/2025

- 1. Anjali Kumari Prajapat W/o Shri Khayali Ram Saini D/o Shri Dinesh Kumar, Aged About 20 Years, Resident Of 13 Hira Bari, Niwaru Road, Jhotwara, Jaipur (Raj). Presently Resident Of Dhani Chachawali, Papurna, Ward No. 22. Gadrata, District Jhunjhunu (Raj).
- 2. Khayali Ram Saini Son Of Shri Prahlad Ram Saini, Aged About 29 Years, Resident Of Dhani Chachawali, Papurna, Ward No. 22. Gadrata, District Jhunjhunu (Raj).

----Petitioners

Versus

- 1. State Of Rajasthan, Through Principal Secretary, Department Of Home Affairs, Government Of Rajasthan, Secretariat, Jaipur.
- 2. The Superintendent Of Police, District Jhunjhunu (Raj).
- 3. Sho Police Station Khetari, District Jhunjhunu (Raj).
- 4. Nodal Officer Police Station Khetari, District Jhunjhunu (Raj).
- 5. Shri Dinesh Kumar S/o Ramswrup Telar, Aged About 50 Years, Resident Of 13, Hira Bari, Niwaru Road, Jhotwara, Jaipur Raj.

----Respondents

For Petitioner(s)	:	Mr. Arpan Kumar Sharma
For Respondent(s)	:	Mr. Amit Punia, PP

JUSTICE ANOOP KUMAR DHAND

Order

12/11/2025

- 1. Defect(s) pointed out by the Office stands waived.
- 2. The petitoners have preferred this 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 private respondent(s).

3. 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.

4. The contents of the petition indicate that both the petitioners are of major age and they have solemnized marriage with each other on 22.07.2025, and their marriage has been registered by the competent authority as well. A certificate in this regard has also been issued and life and liberty of the petitioners are stated to be at stake at the hands of the private respondents and prior to approaching this Court, the petitioners had already submitted representations before the Nodal Officer/Superintendent of Police, Jaipur and the concerned Station House Officer, pursuant to the orders passed by 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**, but no heed has been paid, hence, under the compelling circumstances, the petitioners have approached this Court.

5. It is well settled legal position as expounded by the Hon'ble Supreme Court in the cases of **Lata Singh Vs. State of UP**, reported in **AIR 2006 SC 2522**, **S. Khushboo Vs. Kanniammal**, reported in **(2010) 5 SCC 600**, **Indra Sarma Vs. VKV Sarma** reported in **(2013) 15 SCC 755** and **Shafin Jahan Vs. Asokan KM** 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 liberty of the citizens.

6. 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, may pass necessary orders to provide adequate security and protection to the petitioners.

7. It is made clear that any observation in this order shall not affect any criminal and civil proceeding initiated against the petitioners.

8. 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