

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-27330-2015
Date of decision:18.8.2015

Kuldeep and another

...Petitioners

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.Jayoti Parshad Sharma, Advocate for the petitioners.

RAMESHWAR SINGH MALIK, J. (Oral)

Apprehending danger to their life and liberty at the hands of respondent No.4, petitioners have approached this Court by way of instant petition under Section 482 Cr.P.C., seeking direction to the official respondents for providing protection to their life, liberty and property at the hands of private respondent No.4.

Learned counsel for the petitioners submits that though the petitioners were facing imminent danger to their life and liberty but they could not approach before the police authorities, before filing the present petition. He further submits that given an opportunity, petitioners shall approach the Superintendent of Police, Jind-respondent No.2 within a period of one week from today by moving an appropriate representation and he may be directed to consider and decide the same, within a reasonable time.

Having heard the learned counsel for the petitioners and without expressing any opinion on the merits of case, lest it should prejudice the rights of either of the parties, the Superintendent of Police, Jind-respondent No.2, is directed that if the petitioners approach him by moving an appropriate representation within a period of one week, he shall consider and decide the same at an early date, by passing an appropriate order thereon, strictly in accordance with law but in any case within a period of two weeks from the date of receipt of representation from the petitioners.

However, lest this order is misunderstood, it is clarified that this order shall not mean that the petitioners had reached the age of marriage, as required by the law applicable to them, at the time of their marriage or that their marriage is legal as per the relevant provisions of law. It is so said because neither it is the issue involved in the present petition nor this Court is putting its seal of approval on the validity of marriage of the petitioners. In fact, it is the domain of

the matrimonial Court of competent jurisdiction, to decide the validity of the marriage and that too on the basis of the pleadings taken and the evidence led by the parties in the given circumstances of each case.

It is also made clear that this order shall not entitle the petitioners for any protection against their arrest or continuance of any criminal proceedings, if they are found involved in the commission of any cognizable offence. In case the petitioners had committed any offence, the law will take its own course.

With the above-said observations made and directions issued, the present petition stands disposed of.

18.8.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE