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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-43786-2013

Date of decision:29.09.2016

Mandeep Kaur

... Petitioner

versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr.Vipul Aggarwal, Advocate,
for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab.

Mr. Veneet Sharma, Advocate,
for respondents No.6 to 8.

None for respondents No.9 to 13.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for issuance of a direction to respondents No.1 to 5 to protect the life and liberty of the petitioner and to provide her adequate protection.

Learned counsel for the petitioner states that the petitioner has solemnized marriage with Gurpreet Singh on 15.02.2013. However, when her parents came to know about this marriage, respondents forcibly and illegally performed second marriage of the petitioner with Gurjinder Singh (respondent No.9) without her consent. He states that petitioner apprehends threat at the hands of private respondents.

Reply by way of short affidavit of Gurwinder Singh, PPS,
Deputy Superintendent of Police, Sri Hargobindpur, Police District Batala,

filed in court, on behalf of respondents No.3 and 5, is taken on record. The

reply suggests the date of birth of the petitioner as 10.08.1996 and she has solemnized marriage with Gurpreet Singh on 15.02.2013 meaning thereby that she was minor on the relevant date. The reply further suggests that the statement of Sawinder Singh (Member Panchayat) son of Arjan Singh, R/o Village Bath was recorded on 28.09.2016 in which he has stated that Gurpreet Singh son of Kabal Singh, caste Mazbi, has got married with Mandeep Kaur on 15.02.2013 at his own will. Petitioner stayed with Gurjinder Singh for 8-9 months and thereafter, she left him at her own will and gone with Gurpreet Singh.

Reply on behalf of respondents No.6 to 8 has also been filed and in the said reply, the averments made in this petition have been controverted. Learned counsel for respondents No.6 to 8 states that the petitioner has made false averments in the petition which dis-entitle her to seek discretionary relief.

Heard learned counsel for the parties.

Taking into consideration the nature of relief and the reply submitted by the State, present petition is disposed of with a direction that in case there is any threat to the life and liberty of the petitioner, the Senior Superintendent of Police, Amritsar (Rural) shall consider the same in accordance with law.

(HARI PAL VERMA)
JUDGE

29.09.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.