

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-43146-2016 (O&M).
Decided on: December 2, 2016.

Manjit Kaur and another

.. Petitioner(s)

VERSUS

State of Punjab and others

.. Respondent(s)

* * *

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

* * *

PRESENT Mr.Harjot Singh Mann, Advocate, for the petitioners.

M.M.S. BEDI, J. (ORAL)

Petitioners claim that they have married against the wishes of their family members and their relationship is not acceptable to the private respondents on account of the fact that petitioner no.2 is divorcee having obtained divorce under Section 13-B of the Hindu Marriage Act.

On asking of the Court, a copy of certified copy of the order dated 23.2.2016, passed under Section 13-B of the Hindu Marriage Act, by the Additional District Judge, Amritsar, has been placed on record which is made part of the record.

The petitioners have also submitted a representation to the Senior Superintendent of Police, Amritsar, Annexure P5, dated 23.11.2016.

The matter appears to be covered by the judgment in case Pardeep Kumar Singh Vs.State of Haryana, 2008 (3) RCR (Crl.) 376.

Notice to the Advocate General, Punjab.

On asking of the Court, notice has been accepted by Ms.H.K.Athwal, DAG., Punjab, present in the Court. Copy given.

This petition is disposed of with a direction that the petitioners will not be forcibly taken in custody by any of the respondents on the allegations that petitioner No.1 has been kidnapped or abducted by petitioner No.2 unless and until petitioner no.1 herself voluntarily makes a statement to that effect. In case of any imminent threat to the life and liberty of the petitioners, it will be open to them to approach the Senior Superintendent of Police, Amritsar, who would ensure the implementation of the orders passed by this Court.

(M.M.S. BEDI)
JUDGE

December 2, 2016.

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Whether speaking / reasoned
Whether reportable:

Yes / No
Yes / No