

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-37447 of 2017
Date of Decision: October 06, 2017

Amandeep Kaur and another

.....Petitioners

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present:- Mr. Avlok Singh Sandhu, Advocate
for the petitioners

-:-

Sudhir Mittal, J. (Oral)

Notice of motion.

At the asking of the Court, Mr. Kirat Singh Sidhu, DAG Punjab accepts notice on behalf of respondents No. 1 to 3.

Mr. Tejinder Pal Singh, Advocate has filed his Power of Attorney on behalf of respondent No. 4, who is personally present in the Court. In view of the fact that brother of petitioner No. 1 is represented and is also present in the Court service of respondents No. 5 to 7 is dispensed with.

The petitioners have approached this Court for issuing direction to protect their life and liberty. Their marriage has been solemnized on 29.09.2017 at Gurdwara Guru Nanak Dev Ji, Phase VI, Mohali but the family members of petitioner No. 1 are unhappy about the same. It is stated that FIR No. 322 dated 01.10.2017 has been registered at Police Station City Barnala against petitioner No. 2 and his family members under Sections 363, 120-B IPC.

I have spoken to petitioner No. 1 namely Amandeep Kaur as well as Gursewak Singh – respondent No. 4 (brother of Amandeep Kaur). It is apparent

that Amandeep Kaur married Lakhveer Singh of her own free will and they are both above the age of consent. Gursewak Singh has accepted before me that petitioners have got married and that Amandeep Kaur left her parental house of her own free will for the purpose of marrying Lakhveer Singh. In this view of the matter directions are issued to respondent No. 2 to provide adequate security to the petitioners and protect their life and liberty which may be under threat at the hands of the relatives of Amandeep Kaur. He is further directed to investigate FIR No. 322 dated 01.10.2017 and file a cancellation report within one week from today. In any case, no offence under Section 363 IPC is made out as Amandeep Kaur is above 18 years of age.

With the above directions this petition is disposed of.

October 06, 2017

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No