

In the High Court of Punjab and Haryana, at Chandigarh

Criminal Misc. No. M-53035 of 2018

Date of Decision: 01.12.2018

Santosh Kumar and Another

... Petitioner(s)

Versus

U.T. Administration and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Shekher Dhawan.

Present: Mr. Randeep Singh Smagh, Advocate
for the petitioner(s).

Shekher Dhawan, J.

Both the petitioners are present in the Court and are identified
by their counsel.

Petitioners have sought protection of their lives and liberty,
inter-alia, taking the plea that they performed the marriage with each
other, whereas private respondents are not accepting their marriage and now
they are apprehending danger to their lives and liberty from private
respondents. Learned counsel for the petitioners contended that the
petitioners performed marriage on 28.11.2018.

Petitioners have also taken the plea that they are major and have
performed their marriage with free will.

Notice of motion.

On the asking of the Court, Ms. Ashima Mor, Additional

Public Prosecutor for U.T. Chandigarh, accepts notice on behalf of

respondents No.1 and 2. A complete copy of paper-book be provided to her during the course of the day.

Having considered the submissions made by learned counsel for the petitioners and perusal of record, respondent No.2-Senior Superintendent of Police, Chandigarh, is directed to consider the representation dated 28.11.2018 (Annexure P5) and issue necessary orders, as warranted by law, so as to ensure that no harm is caused to the life and liberty of the petitioners at the hands of private respondents.

However, it is also made clear that this order shall not be taken to validate the alleged marriage of the petitioners or entitle them 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 aforesaid observations made and directions issued, the present petition stands disposed of.

(Shekher Dhawan)
Judge

December 01, 2018
“DK”

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No