

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

-:-

Crl. Misc. M – 64733 of 2018

Date of decision: 28.12.2018

Manpreet Kaur & Anr.

... Petitioners

Vs.

State of Punjab & Ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Gurpreet Singh, Advocate, for the petitioners.

LALIT BATRA, J. (Oral)

Both the petitioners are present in the Court and 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.

Notice of motion.

On the asking of the Court, Mr. Amit Mehta, Senior Deputy Advocate General, Punjab, accepts notice on behalf of respondents No.1 to 3 and Mr. Sarvesh Kumar Gupta, Advocate, accepts notice on behalf of respondent Nos. 4 and 5. A complete copy of paper-book be provided to him during the course of the day.

Learned counsel for the petitioners and petitioner No.2 have sepecially submitted that it is first marriage of petitioner No. 2 – Vikramjeet Sharma. Petitioners have also taken the plea that they are major and have performed their marriage with free will. It is also submitted that petitioners have solemnized marriage on 26.12.2018. Said fact is also narrated in para No.8 of the petition.

Though learned counsel for respondents No. 4 and 5 has raised some apprehension regarding first marriage of petitioner No.2 – Vikramjeet Sharma, but in view of above averments made in the petition and especially in view of self-assertion made by petitioner No.2 – Vikramjeet Sharma, the above said fact pales into insignificance.

Having considered the submissions made by learned counsel for the petitioners and perusal of record, respondent No.2 -Senior Superintendent of Police, Sangrur (Punjab), is directed to consider the representation dated 26.12.2018 (Annexure P4) 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.

December 28, 2018
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(LALIT BATRA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No