

In the High Court of Punjab and Haryana, at Chandigarh

Criminal Misc. No. M-416 of 2019

Date of Decision: 09.01.2019

Komal Sharma and Another

... Petitioner(s)

Versus

State of Haryana and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Shekher Dhawan.

Present: Mr. Ram Karan Agnihotri, Advocate
for the petitioner(s).

Shekher Dhawan, J.

Learned counsel for the petitioner has placed on file a copy of marriage certificate dated 06.01.2019 today in the Court itself and the same is taken on record.

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 06.01.2019.

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, Mr. Neeraj Poswal, Assistant Advocate General, Haryana, accepts notice on behalf of respondents No.1 to 3. A complete copy of paper-book be provided to him during the course of the day.

Having considered the submissions made by learned counsel for the petitioners and perusal of record, respondent No.2-Superintendent of Police, Panchkula, is directed to consider the representation dated 06.01.2019 (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.

(Shekher Dhawan)
Judge

January 09, 2019
“DK”

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