

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

CRWP No.919 of 2020 (O&M)

Date of decision: 28.01.2020

Simran and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. L.S. Mann, Advocate for the petitioners.

Rana Harjasdeep Singh, DAG, Punjab.

H.S. MADAAN, J. (Oral)

Petitioner No.1 Simran, a minor girl, aged about 15 years along with petitioner No.2 K.P.S. Gill, aged 18 years, had approached this Court, by way of filing the civil writ petition under Articles 226/227 of the Constitution of India for issuance of writ in the nature of mandamus directing the officials respondents to protect their lives and liberty endangered at the hands of private respondents No.4 to 9, who are none else but family members of petitioner No.1.

When this petition came up for hearing, notice of motion was ordered to be issued to official respondents only.

I have heard learned counsel for the petitioners and learned State counsel besides going through the record.

It is not case of the petitioners that they have got married with each other. Even otherwise, they do not fulfill the basic requirement

of minimum age of 18 and 21 years respectively as provided under Section 5 of the Hindu Marriage Act. They cannot possibly enter into a valid marriage, rather, father of petitioner No.1 is said to have got registered an FIR for offences under Sections 363 and 366 IPC against petitioner No.2 K.P.S. Gill, in which he is stated to have been granted bail. Nevertheless no person can be allowed to cause physical harm to the petitioners. Therefore, the present petition is disposed of directing the Commissioner of Police, Jalandhar with the observation that in case of petitioners approaching him apprehending any physical danger to their lives, then he would evaluate the threat perception and if need be, shall take further action in accordance with law.

28.01.2020

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(H.S. MADAAN)
JUDGE

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