

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

254

CRWP-1128-2020

Date of decision: 07.02.2020

Gurpreet Kaur and another

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Sanjeev K. Virk, Advocate
for the petitioners with the petitioners in person

Mr. Arun Kaundal, DAG, Punjab
for respondents No. 1 to 3

Mr. Karandeep Singh Sidhu, Advocate
for respondents No. 4 to 11

Mr. Lalit K. Gupta Additional Public Prosecutor
for U.T. Chandigarh.

The petitioners, having performed marriage on 29.01.2020 at Tirdav Snatan Dharm Prachran Smarti (Regd.) Booth No. 249, MDC Sector 4, Panchkula as per Hindu rites and ceremonies against the wishes of respondents No.4 to 11, have filed present petition under Article 226 of the Constitution of India for direction to respondents No.1 to 3 for protecting their life and liberty against danger at the hands of respondents No. 4 to 11.

Vide order dated 03.02.2020, the petitioners were ordered to be kept in Protection Home, Sector-19, Chandigarh till today i.e. 07.02.2020 and the respondent No. 2- Senior Superintendent of Police, Fazilka was directed to look into the matter personally and submit a report.

Petitioners- Gurpreet Kaur and Surinder Kumar have been produced in Court today by ASI Nahar Singh and HC Kuldeep Kaur of Chandigarh Police from Protection Home, Sector-19, Chandigarh.

In compliance to the aforesaid order, report by way of affidavit of Jagdish Kumar, PPS, Deputy Superintendent of Police, Sub-

Division Fazilka, District Fazilka has been filed on behalf of respondents No. 1 to 3.

In his report, Mr. Jagdish Kumar, PPS, Deputy Superintendent of Police, Sub-Division Fazilka has inter-alia has submitted as under :

“ The statements of the private respondents No. 4 to 9 were recorded by the police. In their statements, it was stated by them that the petitioner No. 1 Gurpreet Kaur who is major, got married with the petitioner No. 2 on 29.01.2020 as per her wishes and consent and it was also stated that they have no objection to the marriage of the petitioners and they will not interfere in the married life of the petitioners and will not cause any harm to the petitioners. The private respondents No. 4 to 9 also produced a duly sworn affidavit dated 05.02.2020 before the police to this effect. ”

The petitioners have stated that now they do not have any apprehension of danger to their life and liberty from respondents No. 4 to 11 and they do not want to live in the Protection Home and want to go to their matrimonial home.

In these facts and circumstances of the case, no further action is required to be taken in the present petition which is disposed of accordingly and the petitioners are allowed to go to their matrimonial home. However, the petitioners shall be at liberty to seek revival of the petition in case of apprehension of danger from respondents No. 4 to 11.

A copy of this order be given to Mr. Lalit K. Gupta, Additional Public Prosecutor, U.T. Chandigarh under the signatures of the Bench Secretary of this Court for requisite compliance.

07.02.2020

kavneet singh

(ARUN KUMAR TYAGI)
JUDGE

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