

107.

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

CRWP-3392-2020

Date of decision: 03.06.2020

MANILA PAL AND ANR

... Petitioners

versus

STATE OF U.T. CHANDIGARH AND ORS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Ms. Rachna Rudra, Advocate, for
Mr. Neeraj Januha, Advocate,
for the petitioners.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this criminal writ petition filed under Article 226 of the Constitution of India is for issuance of a writ in the nature of mandamus for directing respondents No.1 to 3 not to protect the life and liberty of the petitioners at the hands of private respondent No.4.

Learned counsel for the petitioners contends that present is a second marriage of petitioner No.2-Sandeep Kumar and his earlier marriage with Anju Devi has been dissolved in proceedings under Section 13-B of Hindu Marriage Act vide judgment dated 29.01.2020 passed by learned Additional District Judge, Chandigarh. The petitioners are major and have solemnized their marriage in accordance with law. However, the private respondents are not accepting their marriage and are adamant to separate

them from each other by resorting to illegal means. Learned counsel further submits that in view of imminent danger to the life and liberty of the petitioners, petitioner No.1 has moved a representation dated 19.05.2020 (Annexure P-5) to respondent No.2-Senior Superintendent of Police, Chandigarh.

Notice of motion to respondents No.1 to 3 only at this stage.

At the asking of the Court, Mr. Rajiv Vij, APP, UT, Chandigarh, accepts notice on behalf of respondents No.1 to 3.

Without going into the validity of the marriage of the petitioners, the present petition is disposed of with a direction to the respondent No.2-Senior Superintendent of Police, Chandigarh to take appropriate remedial measures on the representation dated 19.05.2020 (Annexure P-5) submitted by the petitioner No.1, as warranted by law.

In the meantime, necessary order be passed to ensure that no harm is caused to the life and liberty of the petitioners.

(HARI PAL VERMA)
JUDGE

03.06.2020
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No