

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

CRWP No.3237-2020 (O&M)

Date of Decision : 07.07.2020

Mamta and another

....Petitioners

versus

State of Punjab and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Lakhwinder S. Lakhanpal, Advocate for the petitioners.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

2. Prayer in the Criminal Writ Petition under Article 226 of the Constitution of India is for the issuance of a writ in the nature of Mandamus for directing respondent Nos.1 to 3 to protect the life and liberty of the petitioners at the hands of respondent No.4 and other relatives.

3. Learned counsel contends that the petitioners seek protection of their life and liberty on account of threat perception at the hands of respondent No.4 and other relatives as both the petitioners are residing in live in relationship against the wishes of their family members and have decided to get married only when they would fulfill all the conditions stipulated under law to entitle them to get married as petitioner No.2 is less than 21 years of age. Learned counsel states that the petitioners have submitted representation Annexure P/3 dated 21.05.2020 to respondent No.2 i.e. Commissioner of Police, Jalandhar, for redressal of their grievance but no action has been taken in respect thereto till date and that in the circumstances, the petitioners would be satisfied if the writ petition is disposed of by directing respondent No.2 to consider and decide the representation Annexure P/3 dated 21.05.2020, in accordance with law, in a time bound manner.

4. Notice of motion to respondent Nos.1 to 3 only at this stage. Mr. Gaurav Garg Dhuriwala, Senior DAG, Punjab, accepts notice on behalf of respondent Nos.1 to 3 and after having gone over the advance copy of petition supplied to him states that he has no objection to the limited prayer of the petitioners.

5. Accordingly, without commenting upon the age and relationship of the petitioners or the authenticity of the documents attached with the writ petition, the writ petition is disposed of by directing respondent No.2 i.e. Commissioner of Police, Jalandhar, to consider and decide representation, Annexure P/3 dated 21.05.2020, submitted by the petitioners as expeditiously as possible and take such action in respect thereto in accordance with law as may be warranted keeping in view the threat perception to the petitioners. However, it is made clear that this order shall not bar any civil or criminal proceedings initiated against the petitioners in accordance with law.

(B.S. Walia)
Judge

07.07.2020

Ps/rajesh/rajneesh

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