

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

208

CRWP-4397-2020

Date of decision: 21.07.2020

Ruby and another	Versus	Petitioners
State of Punjab and others		Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Sarvesh Kumar Gupta, Advocate for the petitioners
with petitioners in person.

Mr. A.A. Pathak, Addl. A.G., Punjab
for respondents No.1 to 3-State.

ARUN KUMAR TYAGI, J (ORAL)

The case has been taken up for hearing through video conferencing.

The petitioners, claiming themselves to be aged about 19 and 26 years respectively, have approached this Court seeking protection of their life and liberty on the averments that the petitioners, performed marriage as per Hindu rites and ceremonies against the wishes of respondents No.4 and 5 and the petitioners are apprehending threat to their life and liberty at their instance.

In compliance with order dated 03.07.2020, the petitioners are present through video conferencing and on being questioned by the Court admitted having solemnized marriage and reiterated their prayer for protection as mentioned in the petition.

As per office report, respondent No.4 has been served through his wife while respondent No.5 has been served personally. However, none has put in appearance on their behalf.

Vide order dated 03.07.2020, respondent No.2-Senior

Superintendent of Police, Hoshiarpur was directed to look into the grievances of the petitioners as set out in the petition and also expressed in the representation dated 10.06.2020 (Annexure P-4), verify the age of petitioner No.1, take appropriate action for protection of their life and liberty as may be warranted by the circumstances and to submit a report in this regard. However, no report has been submitted by respondent No.2-Senior Superintendent of Police, Hoshiarpur.

Generally speaking, non-compliance with Court order amounts to contempt of Court warranting initiation of appropriate proceedings for the same. However, in view of the restrictions imposed to prevent spread of infection of Covid-19, it will not be appropriate to do so in the present case.

Learned State counsel has submitted that respondents No.1 to 3 have no objection if the petition is disposed of with appropriate direction to respondent No.2-Senior Superintendent of Police, Hoshiarpur.

Without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with the directions to respondent No.2-Senior Superintendent of Police, Hoshiarpur to look into the grievances of the petitioners as set out in the petition and also expressed in their representation dated 10.06.2020 and take appropriate action for protection of their life and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against petitioner No.2, then nothing in this order

shall be construed as a bar for taking of appropriate action by the police authorities against him in respect thereof in accordance with law.

Registry is directed to send a copy of this order to respondent No.2-Senior Superintendent of Police, Hoshiarpur for requisite compliance.

21.07.2020

Vinay

(ARUN KUMAR TYAGI)
JUDGE

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