

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

106

CRWP-4588-2020 (O&M)
Date of decision : 09.07.2020

Sajan Kumar and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. L.S. Lakhanpal, Advocate
for the petitioners with the petitioners in person.

ARUN KUMAR TYAGI, J (ORAL)

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

CRM-W-531-2020

Prayer in the application filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'the Cr.P.C.') is for exemption from filing the court fee during the lockdown.

In view of the lock down restrictions imposed to prevent spread of Covid-19 and the reasons mentioned in the application, the same is allowed and the petitioner is exempted from filing the court fee as prayed for and the same be filed within one week from the date of resumption of normal working.

CRWP-4588-2020

The petitioners, who are of the age of 25 and 22 years respectively as per their Aadhar Cards, have approached this Court seeking protection of their life and liberty on the averments that the petitioners performed marriage on 03.07.2020 at Pracheen Pashupati Nath Shiv Mandir, MDC, Sector-6, Panchkula, 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.

Notice of motion restricted to respondents No. 1 to 3 only.

Mr. Lavinder Sofat, AAG, Punjab accepts notice on behalf
of respondents No.1 to 3.

Copy of the paper book has already been supplied to learned State Counsel by the Registry.

The petitioners, who have also appeared through video conferencing and are duly identified by their Counsel, have on being questioned by the Court admitted having solemnized marriage and reiterated their prayer for protection as mentioned in the petition.

Learned Counsel for the petitioners states that a representation dated 06.07.2020 (Annexure P-4) was made to the respondent No.2-Senior Superintendent of Police (Rural), Jalandhar seeking necessary protection but no action has been taken so far in the matter and prays for issuance of direction in this regard.

Learned State Counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

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 (Rural), Jalandhar to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-4) 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.1, then nothing in this order shall be construed as a bar to 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 along with copy of the petition and above-said representation to respondent No.2-Senior Superintendent of Police (Rural), Jalandhar for requisite compliance.

09.07.2020

Kothiyal

**(ARUN KUMAR TYAGI)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No