104 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-5565 of 2020
Date of Decision : 05.08.2020

Suman Devi and another ...Petitioners

Versus

State of U.T and others ...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Naveen Dahiya, Advocate for the petitioners.

Mr. Sumit Jain, A.P.P, U.T. Chandigarh.
(Appearing keeping in view advance copy served).

***

Harsimran Singh Sethi, J. (Oral)

The petition has been taken for hearing through video conference due to Covid-19 pandemic.

The petitioners are seeking a direction from this Court to respondents No.1 to 3 to protect their life and liberty as they apprehend danger to their life & liberty from respondent No.4 i.e. father of petitioner No.1, who is objecting to the marriage solemnized by the petitioners. Learned counsel for the petitioners argues that it is most likely that the private respondent might cause physical harm to the petitioners as they have solemnized the marriage against the wishes of respondent No.4.

Learned counsel for the petitioners further argues that both the petitioners are major by age and have solemnized marriage according to the Hindu Rites on 23.07.2020 and they want to live their independent life without any interference from the father of petitioner No.1 i.e. respondent No.4.

Learned counsel for the petitioners has drawn attention of this

NARESH KUMAR
2020.08.05 17:36
I attest to the accuracy and
integrity of this document
Chandigarh

Court to the representation dated 26.07.2020 (Annexure P-5) made by the petitioners to respondent No.2-Superintendent of Police, State of U.T., Chandigarh seeking protection to their life and liberty.

Notice of motion to respondent Nos.1 to 3 only.

Mr. Sumit Jain, A.P.P, U.T. Chandigarh., who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of U.T. Chandigarh respondent Nos.1 to 3.

Without making any observation on the merits of the case, especially in respect of the validity of marriage performed by the petitioners, a direction is issued to respondent No.2 to take appropriate decision on the representation, which the petitioners alleged to have made on 26.07.2020 (Annexure P-5) , expressing apprehension about danger to their life and liberty at the hands of respondent No.4 within a period of one month from the date of receipt of the copy of this order. In case any merit is found in the representation, the appropriate action will be taken by respondent No.2 to ensure that no harm is caused to the life and liberty of the petitioners at the hands of the private respondent.

It is clarified that this order shall not be treated as an approval of this Court about the marriage of the petitioners and no opinion with regard to the validity of the marriage has been expressed in this order.

The writ petition stands disposed of.

August 05, 2020 **(HARSIMRAN SINGH SETHI)**
aarti/naresh k. **JUDGE**

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

NARESH KUMAR
2020.08.05 17:36
I attest to the accuracy and
integrity of this document
Chandigarh