

CRWP-5721-2020 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(PROCEEDINGS THROUGH V.C.)

CRWP-5721-2020 (O&M)

Date of Decision: September 3, 2020

Maninder Kaur & another

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present Mr. Jagjit Singh Chatrath, Advocate for the petitioners.

Mr. A.A. Pathak, Addl. A.G., Punjab.

Mr. Prashant Bansal, Advocate for respondents No.4 to 7.

Mr. Akshay Kumar Goel, Advocate for respondent No.8.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CRM-W-823-2020

Reply on behalf of respondent No.8 is taken on record, subject
to all just exceptions.

Application stands disposed of.

CRWP-5721-2020

Petitioners have approached this Court praying for issuance of
a direction to respondents No.2 and 3 i.e. Senior Superintendent of Police,
Patiala and Station House Officer, Police Station Shambhu, District Patiala,
to protect their lives and liberty at the hands of respondent Nos. 4 to 8.

Reply on behalf of respondents No.4 to 7 is taken on record.

I have heard the learned counsel for the parties.

This Court is not concerned with regard to the legality or otherwise of the alleged marriage between the petitioners as the validity and authenticity of the said marriage has been disputed by the private respondents. The only aspect with which the Court is concerned is the protection of the lives and liberty of the petitioners, which is paramount and there has to be no violation to the provisions of the Constitution of India, especially Article 21 thereof. There being a matrimonial relationship or not, does not come in the way when it comes to the protection of lives and liberty of the citizens. Petitioners, therefore, are entitled to the protection of their lives and liberty and that responsibility falls upon respondents No.2 and 3. Petitioners have submitted a representation dated 04.08.2020 (Annexure P-6) to the Senior Superintendent of Police, Patiala -respondent No. 2.

In view of the above, direction is issued to the Senior Superintendent of Police, Patiala – respondent No. 2 to look into the representation dated 04.08.2020 (Annexure P-6) and ensure that lives and liberty of the petitioners is protected and no physical harm is caused to them by the private respondents in the writ petition.

(AUGUSTINE GEORGE MASIH)
JUDGE

September 3, 2020
Harish

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No