

109.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-5838-2020 (O&M)
Date of decision: 13.08.2020

AMRINDER SINGH AND ANR

... Petitioners

versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

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

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

CRM-W-698-2020

Prayer in this application filed under Section 482 Cr.P.C. is for exemption from filing the prescribed court fee.

Prayer for exemption of court fee on account of COVID-19 is accepted with the condition that the petitioner shall deposit the required court fee within a period of one month when the situation becomes normal from the COVID-19 effect.

Application stands disposed of.

CRWP-5838-2020

Prayer in this criminal writ petition filed under Article 226 of the Constitution of India is for issuance of necessary direction to

respondents No.1 to 3 to protect the life and liberty of the petitioners at the hands of private respondents No.4 and 5.

Learned counsel for the petitioners submits that it is the first marriage of petitioner No.2 and second marriage of petitioner No.1. Earlier petitioner No.1 was married with SZCZERBA d/o EDMUND SZCZERBA, resident of Poland on 05.07.2011 at England and a decree of divorce was obtained from the competent court at England in the month of March, 2016 and, therefore, the parties are competent to enter into marriage.

Learned counsel contends that the petitioners are major and have solemnized their marriage in accordance with law. However, the private respondents are not accepting their marriage and are adamant to separate them from each other by resorting to illegal means. Learned counsel further submits that in view of imminent danger to the life and liberty of the petitioners, petitioners have moved a representation dated 07.08.2020 (Annexure P-4) to respondent No.2-Senior Superintendent of Police, Hoshiarpur.

Notice of motion to respondents No.1 to 3 only at this stage.

At the asking of the Court, Mr. V.G. Jauhar, Senior DAG, Punjab, accepts notice on behalf of respondents No.1 to 3.

Without going into the validity of the marriage of the petitioners, the present petition is disposed of with a direction to the respondent No.2-Senior Superintendent of Police, Hoshiarpur to take appropriate remedial measures on the representation dated 07.08.2020 (Annexure P-4) submitted by the petitioners as warranted by law.

In the meantime, necessary order be passed to ensure that no harm is caused to the life and liberty of the petitioners.

(HARI PAL VERMA)
JUDGE

13.08.2020
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No