

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

**CRWP No.6382 of 2020
Date of decision: 26.08.2020**

Muskan and another

...Petitioners

Versus

The State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

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

Ritu Bahri, J.

This petition under Section 226 of the Constitution of India is for issuance of direction to respondent Nos. 1 to 3 to protect the life and liberty of the petitioners and further to ensure that they may not be harassed by respondent Nos. 4 to 10, as the petitioners want to marry with each other.

Learned counsel for the petitioners contends that date of birth of petitioner No.1-Muskan is 13.08.2002 (18 years) and petitioner No.2-Anmolpreet Hans is 15.09.2002. Their Aadhar cards are attached as Annexures P-1 and P-2. Petitioner No.2 is minor. Both the petitioners want to marry with each other, but respondent Nos. 4 to 10 did not give their consent for this marriage. Rather, they are giving threats to petitioner No.1. Learned counsel for the petitioner refers to the judgment passed by a Division Bench of this Court in **Rajwinder Kaur and another vs. State of Punjab and others**, 2014 (4) RCR (Crl.) 785, wherein it has been held that marriage is no must for providing security to a run away couple and that fundamental right to life and liberty is sacrosanct and stands at the high

pedestal, which must be protected.

Notice of motion.

On the asking of the Court, Ms. Samina Dhir, DAG, Punjab, accepts notice on behalf of respondent-State.

Keeping in view the judgment passed in **Rajwinder Kaur's** case (supra), this petition is being disposed of by giving liberty to the petitioners to approach respondent No.2-Senior Superintendent of Police, Kapurthala, for protection, as per the instructions dated 10.08.2010 issued by the Home Department, Punjab, who will look into their representation dated 17.08.2020 (Annexure P-3).

26.08.2020
ajp

(RITU BAHRI)
JUDGE

Whether Speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No