

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

**CRWP No.7317 of 2020
Date of Decision:17.09.2020**

FAREEN @ RAJ KUMARI AND ANOTHER ...Petitioners

Versus

STATE OF PUNJAB AND OTHERS ...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Aruz Khan, Advocate for the petitioners.

Mr. Mehardeep Singh Dullat, Addl. A.G., Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Prayer in this petition is for grant of protection to the life and liberty of the petitioners as enshrined under Article 21 of the Constitution of India.

Learned counsel for the petitioners states that the petitioner No.1- Fareen @ Raj Kumari is of 19 years of age and petitioner No.2 -Raj Kumar is of about 20 years of age and have performed their marriage on 11.09.2020.

Notice of motion to respondents No. 1 to 3- State only.

On the asking of this Court, Mr. Mehardeep Singh Dullat, Addl. A.G., Punjab accepts notice on behalf of the respondents No.1 to 3-State.

Learned counsel for the petitioners states that the petitioners are known to each other as both of them was residing in the same society and with the passage of time have developed love and affairs and promised each other to get marry and ultimately they performed marriage in Gurdwara Shri Amar Darbar, Shergarh Katcha Road, Mohalla Akash Colony, Hoshiarpur on 11.09.2020. Since it is inter caste marriage, the parents of petitioner No.1 i.e.

respondents No.4 to 5 are issuing threats to the petitioners to kill them and break the marriage.

In these circumstances, the petitioners have approached respondent No.2 and made representation dated 12.09.2020 (Annexure P-4).

Learned counsel for the petitioners has relied upon the judgments of Delhi High Court in case titled as **Jitender Kumar Sharma vs. State and Another** reported as **2001 (7) AD (Delhi) 785** and **Rajveer Kaur vs. State of Punjab** report as **2019 (3) RCR (Civil) 478.**

After hearing learned counsel for the petitioners and learned State counsel and without going into the merits and validity of the marriage, keeping in view the fundamental rights of the petitioners as envisaged under Constitution of India, it will be necessary to grant protection to the petitioners qua their life and liberty as apprehended by them.

Keeping in view the above, respondent No.2 is directed to verify the contents of the petition particularly threats and perceptions to the petitioners and thereafter provide necessary protection qua their life and liberty, if deemed fit.

Petition is disposed of accordingly.

(HARNARESH SINGH GILL)

JUDGE

September 17, 2020

Jyoti-T Whether speaking/reasoned Yes/No Whether Reportable Yes/No