

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

CRWP NO.7871-2020
Date of Decision: 01.10.2020

TANIA RANI AND ANR.Petitioners

Versus

STATE OF PUNJAB AND ORS.Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present : Mr. Rajpal Singh Chauhan, Advocate,
for the petitioners with the petitioners in person.

SANT PARKASH J.(Oral)

*(The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court)*

The petitioners, who are of the age of 18 and 21 years respectively as per their Aadhar Cards, have approached this Court seeking protection of their life and liberty on the averments that the petitioners performed marriage on 25.09.2020 as per Sikh rites and ceremonies against the wishes of respondents No.5 to 7 and the petitioners are apprehending threat to their life and liberty at their instance.

Notice of motion.

Mr. Harpreet Singh Multani, AAG, Punjab accepts notice on behalf of respondents No.1 to 4, whereas, Mr.Bhrigu Dutt Sharma, Advocate appeared and filed power of attorney on behalf of respondents

No.5 to 7 through registry.

Learned counsel for respondents No.5 to 7 has made a humble request that direction be issued to the petitioners to meet their parents so that the matter can be resolved amicably and the parties can live together.

Since, the petitioners were not present, the case was adjourned for about an hour to make the petitioners available on the Whatsapp group.

At about 12:00 Noon, both the petitioners have appeared on the Whatsapp call and I have vividly requested them to accede to the request made by learned counsel for respondents No.5 to 7 for meeting with their parents at a common place either in the District Court or before the District Legal Services Authority, Amritsar but the girl namely, Tania Rani-petitioner No.1 has flatly refused and has apprehended that she might be liquidated by her parents on account of getting married against the wishes of her parents. The apprehension of petitioners No.1 and 2 has been conveyed to the counsel for respondents No.5 to 7 and in the given circumstances, no such direction can be given to the petitioners to meet their parents against their wishes.

Now, coming to the prayer made in the instant petition, the petitioners, who have appeared through Whatsapp call and are duly identified by their counsel, have on being questioned by the Court admitted having solemnized marriage and reiterated their prayer for protection as mentioned in the petition.

Learned counsel for the petitioners states that a representation

dated 26.09.2020 (P-4) was made to the Senior Superintendent of Police, Amritsar (Rural), Punjab seeking necessary protection but no action has been taken so far in the matter and prays for issuance of direction in this regard.

Learned State Counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

Without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with the directions to respondent No.2-Senior Superintendent of Police, Amritsar, District Amritsar Rural to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-4) and take appropriate action for protection of their life and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against petitioner No.2, then nothing in this order shall be construed as a bar for taking an appropriate action by the police authorities against him in respect thereof in accordance with law.

Registry is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.2- Senior Superintendent of Police, Amritsar, District Amritsar Rural for requisite compliance.

**(SANT PARKASH)
JUDGE**

October 01, 2020
sonika

whether speaking/reasoned: Yes/No

whether reportable: Yes/No