

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

CRWP No.8003 of 2020

Date of Decision: October 06, 2020

Karamvir and another

...Petitioners

VERSUS

State of Haryana and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. Devender Arya, Advocate,
for the petitioners.

ARCHANA PURI, J.(ORAL)

The matter has been taken up through video conferencing in the light of COVID-19 pandemic.

The present petition has been filed by the petitioners Karamvir and Mintu to seek protection as they apprehend danger to their lives and personal liberty at the instance of private respondents no.4 to 8.

In the petition, it is averred that the petitioners belongs to inter-caste and they know each other for the last five years and thereafter they decided to reside in live in relation with each other of their own free will. It is also stated in the petition that on the night of 16.09.2020, petitioner no.2 Mintu left the matrimonial house as her marriage was performed against her wish with respondent no.7-Ravinder on 25.11.2013 when she was minor. However, she is not happy with her marriage and does not want to reside at her matrimonial home whereas her father and others pressurized her to live

-2-

in the matrimonial house and ultimately, she had left the matrimonial house and is now residing with petitioner no.1 of her own free will. Both the petitioners are stated to be major and to so substantiate the factum of age, copies of Aadhar Card have been annexed with the petition as Annexures P-2 and P3 respectively. Private respondents no. 4 to 8 are against live in relationship of both the petitioners and on this account, they are apprehending danger to their lives and personal liberty. Further to so substantiate their claim, even affidavits of both the petitioners have been annexed with the petition.

Notice of motion.

Ms. Harpreet Kaur, Assistant Advocate General, Haryana accepts notice on behalf of the official respondents and submits that petitioner no.2 is married woman and without seeking divorce she is residing with petitioner no.1 and, therefore, no protection be given to petitioner no.2.

However, it is pertinent to mention that the present petition does not dilate upon the marital status of petitioner no.1 with respondent no.7 or her relationship with petitioner no.2. At this stage, the Court is only concerned about the life and personal liberty of the petitioners as they apprehend danger to their lives.

In view of the assertions so made, the present petition is disposed of with a direction to respondent Nos.2 and 3 to look into the matter and also to consider the representation dated 22.09.2020, copy whereof has been placed on record as Annexure P-4, and if they find that there is genuine apprehension of danger to the lives and personal liberty of

-3-

the petitioners, then they are directed to take appropriate steps to ensure their protection, in the fitness of the circumstances.

However, these observations of mine are circumscribed only for the purpose of disposal of the present criminal writ petition and shall not be construed as any expression qua the marital status of petitioner no.1 and respondent no.7 or of the nature of relationship between the petitioners inter se and the questions relating to the same shall remain open to be adjudicated in any civil or criminal proceedings.

Accordingly, the criminal writ petition stands disposed of.

06.10.2020

dinesh

**(ARCHANA PURI)
JUDGE**

Whether speaking / reasoned? Yes

Whether reportable? Yes / No