

Sr.No.108

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

CRWP-10631 of 2020

Date of decision:18.12.2020

Manisha

... Petitioner(s)

versus

State of Punjab and others

... Respondent (s)

Coram: Hon'ble Mr. Justice Jasgurpreet Singh Puri

Present: Mr. Kamal Narula, Advocate
for the petitioner.

Through Video Conference

Jasgurpreet Singh Puri, J.(Oral)

Present petition has been filed under Article 226 of Constitution of India seeking writ for issuance of direction to respondents No.2 and 3 to protect the life and personal liberty of the petitioner with a further direction to respondents No.2 and 3 to take appropriate strict legal action against respondents No.4 to 7 or anybody else who interfere in life and liberty or to harass the petitioner in any manner.

Learned counsel for the petitioner has submitted that petitioner is a young girl of more than 18 years of age and has studied upto 10th class and she wants to continue with her study but the father, uncles and brother of

the petitioner want her marriage to be performed with a person of more age and who is a drunkard person and she does not want to marry him as she wants to study for making her future brighter. Learned counsel has further submitted that due to the aforesaid reasons, the petitioner is living separately from her father, uncles and other relatives and she is living with one Daljit Kaur wife of Sukhchain Singh. Learned counsel has further submitted that there is an active threat from respondents No.4 to 7 and in case the protection is not granted to the petitioner then the aforesaid respondent will forcefully marry her of with a person of higher age and that since the petitioner is only 18½ yers of age she does not wish to marry at this stage and she wants to pursue her carrier by study. Learned counsel has further referred to Annexure P-1 which is the representation to the Senior Superintendent of Police, Fazilka dated 09.12.2020 and has submitted that despite the representation no action has been taken in this regard.

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

On asking of the Court, Mr. Luvinder Sofat, Asst.A.G., Punjab accepts notice on behalf of the State – respondents No.1 to 3 and submits that State has no objection in case an appropriate direction is issued to the official respondents to consider the representation made by the petitioner and to proceed in accordance with law.

After hearing learned counsel for the parties, this Court is satisfied that it is a case where without calling for the reply from the respondents, the present petition can be disposed of at this stage only.

In view of the above, present petition is disposed of with a direction to the Senior Superintendent of Police, District Fazilka to consider and look into the representation Annexure P-1 which has been filed by the petitioner and to proceed by taking appropriate action in accordance with law.

18th December, 2020

Shivani Kaushik

[JASGURPREET SINGH PURI]

JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable Yes/No