

In the High Court of Punjab and Haryana at Chandigarh

**CRWP No. 10635 of 2020
Date of Decision: 23.12.2020**

Anjali Sharma and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. T.S.Hundal, Advocate
for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is being taken up for hearing through video conferencing.

This petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of mandamus directing respondents No. 1 to 3 to protect the life and liberty of the petitioners from the hands of respondents No. 4 and 5.

Learned counsel for the petitioners states that both the petitioners are major and have married against the wishes of respondents No. 4 and 5, after obtaining the divorce by petitioner No. 2 from his earlier wife, vide judgment and decree dated 04.4.2018 (Annexure P-4). The petitioners have sought protection to their life and liberty as they apprehend danger from respondents No. 4 and 5. The marriage certificate, evidencing their marriage, is on record as Annexure P-3. The petitioners have submitted a representation dated 15.12.2020, Annexure P-5 to Senior Superintendent of Police, Police District Khanna, District Ludhiana-respondent No. 2.

In compliance to the order dated 21.12.2020, the State has sent the

birth certificate of petitioner No. 1-Anjali Sharma issued by Nagar Council, Rahon through e-mail, which is taken on record. The said certificate indicates that petitioner No. 1-Anjali Sharma is major.

Keeping in view the above and without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the petition with directions to Senior Superintendent of Police, Police District Khanna, District Ludhiana-respondent No. 2 to decide the representation dated 15.12.2020 (Annexure P-5) of the petitioners and grant them protection, if any threat to their life and liberty is perceived. It is made clear that this order shall not be taken to protect the petitioners from legal action for violation of law if any committed by them.

(HARNARESH SINGH GILL)
JUDGE

December 23, 2020
Gurpreet

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No