

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

**CRWP No. 1262 of 2021
DECIDED ON: 23rd FEBRUARY, 2021**

PRIYANKA AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. A.G. Khan, Advocate for the petitioners.

Ms. Rashmi Attri, AAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition was filed seeking issuance of directions to the official respondents arrayed in the petition for protection of life and liberty of the petitioners from the private respondent arrayed in the petition.

As per the pleadings, petitioners had performed their marriage against the wishes of their parents

On 16th February, 2021, the following order was passed:-

“ The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition is filed seeking direction to private respondents not to interfere in the life and liberty of the petitioners as they have solemnized marriage against the wishes of their parents.

Notice of motion was issued on 10.2.2021 to the official respondents. It was directed that the police official not below the rank of Deputy Superintendent of Police should record the

statements of petitioners.

Learned counsel for the petitioners submits that the petitioners have got their statement recorded before the DSP Derabassi that they need protection.

Learned State counsel submits that she has no instructions in this case. It appears that police officials are not at all sensitive about the threat perception to people like the petitioners. What to talk of dealing with their representations, despite notice being issued by this Court, timely instructions are not being given to Advocate General Office.

Let SSP,SAS Nagar (Mohali) file an affidavit with regard to present case and also as to how such complaints with regard to protection of life and liberty are being dealt with by the police officials.

In case of failure to file affidavit before the next date of hearing, let SSP, SAS Nagar (Mohali) shall remain present either in physical court or through video conference on the next date of hearing.

Put up on 23.2.2021.

In the meantime, SSP, SAS Nagar (Mohali) shall also intimate the necessary steps taken as warranted in view of the statement made by petitioners to protect their life and liberty.”

In pursuance of the order of this Court, learned State counsel has filed an affidavit of Satinder Singh, PPS, Senior Superintendent of Police, SAS Nagar, Mohali. The same is taken on record. Para 4 of the affidavit is quoted below:

“4. That it is further respectfully submitted that as per the statements of the petitioner No.1, petitioner No.2 and respondent No.4 i.e. Sham Bahadur, there is no threat to the petitioners and they themselves have said that they do not need any protection from the police. The true translated copies of the statements of petitioner No.1, petitioner No.2 and

*respondent No.4 i.e. Sham Bahadur are attached as **Annexure R-1/T, Annexure R-2/T and Annexure R-3/T** respectively.”*

It is further stated in the affidavit that direction has been issued to all the DSPs and SHOs that timely instructions are given to the Advocate General's office in such urgent matters.

In view of the afore-said affidavit, learned counsel for the petitioners submits that no cause of action survives for pursuing with the present petition. However, seeks liberty to approach the police authorities in case need so arises in future.

Disposed of as infructuous with liberty as prayed for.

(AVNEESH JHINGAN)
JUDGE

23rd FEBRUARY, 2021
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<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>