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

CRWP No.1762 of 2021

Date of Decision: 25.02.2021

Bohti Devi and another

...Petitioners

Versus

State of Haryana and others

....Respondents

(Proceedings through Video Conferencing)

CORAM :- HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. Jitender Saharan, Advocate
for the petitioners.

Ms. Tanushree Gupta, D.A.G., Haryana.

Manjari Nehru Kaul, J. (Oral)

Prayer in the instant petition filed under Article 226 of the Constitution of India is for issuance of directions to respondents No.2 and 3 to protect the life and liberty of the petitioners, who have married against the wishes of private respondents i.e. respondents No.4 and 5.

Learned counsel for the petitioners submits that petitioner No.1 – Bohti Devi, aged 20 years and petitioner No.2 – Ram Kumar, aged 34 years, have got married against the wishes of their family members, arrayed as respondents No.4 and 5. It has further been submitted that the private respondents are threatening to interfere in the marital life of the petitioners. Hence, they have approached respondent No.2 by filing

representation dated 17.02.2021 (Annexure P-4) seeking protection in that regard and have also approached this Court by way of filing the instant petition.

In compliance of the order dated 22.02.2021 passed by this Court, a copy of the receipt of representation dated 17.02.2021 (Annexure P-4) has been placed on record subject to all just exceptions.

Notice of motion.

On the asking of Court, Ms. Tanushree Gupta, D.A.G., Haryana, who has joined the proceedings through video conferencing, accepts notice on behalf of respondents No.1 to 3.

Learned State counsel has apprised the Court that representation dated 17.02.2021 (Annexure P-4) has indeed been received by respondent No.2. She further submits that the petitioners are not residents of Kurukshetra District, hence, it is beyond the jurisdiction of Kurukshetra District to look into the representation dated 17.02.2021 (Annexure P-4).

Learned counsel for the petitioners has however controverted the statement of learned State counsel and has reiterated that petitioner No.2 is indeed a resident of Kurukshetra.

In view of the facts and circumstances as enumerated here-in-above, the present petition is disposed of with a direction to respondent No.2-Superintendent of Police, Kurukshetra to look into the representation dated 17.02.2021 (Annexure P-4) and if required, appropriate steps may be taken in accordance with law, to ensure that the life and liberty of the petitioners is not jeopardized at the hands of the private respondents.

However, this direction will not validate the marriage said to have taken

place between the parties and will have no effect on any civil or criminal action, which could be initiated in the matter in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

February 25, 2021
gurpreet

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