

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

113

CRWP-2139-2021

Date of decision: 03.03.2021

Kaushal Kumar and another

.....Petitioners

Versus

State of U.T. Chandigarh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Chander Shekhar Singhal, Advocate
for the petitioners.

ARUN KUMAR TYAGI, J (ORAL)

The petitioners, claiming themselves to be aged about 23 and 20 years respectively, have approached this Court seeking protection of their life and liberty on the averments that the petitioners, being major, performed marriage on 28.02.2021 at Maa Bhadrkaalli Jyotish Kendra, Mata Mansa Devi Market, Sector-4, Panchkula as per Hindu rites and ceremonies against the wishes of respondents No.4 to 7 and the petitioners are apprehending threat to their life and liberty at their instance.

In support of the averments made in the petition, the petitioners have also enclosed photographs taken at the time of their marriage.

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

Pursuant to supply of advance copy, Ms. Vasundhara Dalal Anand, Addl. Public Prosecutor has appeared and accepted notice on behalf of respondents No.1 to 3.

Learned State Counsel has submitted that the statements of the petitioners have been recorded and in their statements the petitioners have submitted that now there is no apprehension of danger to their life and liberty and they do not want any protection. Photostat copies of the statements of the petitioners have also been filed in the Court today which are taken on record.

Learned Counsel for the petitioners has submitted that representation dated 28.02.2021 (Annexure P-6) was made to the Senior Superintendent of Police, Chandigarh seeking necessary

protection but only statements of the petitioners have been recorded and statements of respondents No.4 to 7 have not been recorded and no proper action has been taken so far in the matter and he prays for issuance of directions in this regard.

Learned State Counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

Without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with the directions to respondent No.2-Senior Superintendent of Police, U.T. Chandigarh to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-6) and take appropriate action for protection of their life and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against petitioner No.1, then nothing in this order shall be construed as a bar for taking of appropriate action by the police authorities against him in respect thereof in accordance with law.

The Registry of this Court is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.2-Senior Superintendent of Police, U.T. Chandigarh for requisite compliance.

03.03.2021

kothiyal

(ARUN KUMAR TYAGI)
JUDGE

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