

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

CRWP-2322-2021

DECIDED ON: 22nd MARCH, 2021

MAMTA KUMARI AND ANOTHER

.....PETITIONERS

VERSUS

UT CHANDIGARH AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Pulkit Dagar, Legal Aid Counsel for petitioner No.1.
Ms. Gagan Deep Grewal, Advocate for petitioner No.2.

Ms. Vasundhara Dalal Anand, APP for UT Chandigarh.

AVNEESH JHINGAN, J (ORAL)

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

This petition was filed seeking directions to the official respondents to protect the life and liberty of the petitioners. It is pleaded that the petitioners belong to different caste and have solemnised marriage against the wishes of their parents.

On 9th March, 2021, the following order was passed:-

“ The present petition is filed seeking directions to Senior Superintendent of Police, Chandigarh and Station House Officer, Police Station Sector 11, Chandigarh to protect the life and liberty of the petitioners. It is pleaded that the petitioners belong to different caste and have solemnised marriage against the wishes of their parents.

Learned counsel for the petitioners submits that parents of petitioner No. 1 were not aware of the marriage, now they

have come to know and petitioner No.1 should be sent to safe house.

Notice of motion to respondents No. 1 to 3 only at this stage.

Ms. Vasundhara Dalal, APP for UT, Chandigarh puts appearance on advance notice. On instructions from ASI-Malkeet Singh, she submits that parents of the petitioner No. 1 were not aware of the marriage and now they have come to know about it. She further submits that statement of petitioner No. 2 was recorded wherein he has stated that as on date there is no threat perception but he needs protection.

Let the police officials look into the threat perception.

In the meantime, petitioner No. 1 be shifted to Nari Niketan, Sector 26, Chandigarh immediately. In case petitioner No. 2 wishes and makes a request, he may be kept in safe house in the meantime.

Adjourned to 22.3.2021.

Today, Mr. Pulkit Dagar, Legal Aid Counsel puts in appearance on behalf of petitioner No.1 and filed his power of attorney.

Learned counsel for petitioner No.1 submits that petitioner No.1 wants to go back and stay with her parents.

On joining through video conference petitioner No.1 stated that she want to go back and stay with her parents. Ms. Deep Rana, Superintendent of Nari Niketan identified her.

Learned counsel appearing for UT Chandigarh submits that in the statement recorded of petitioner No.1, she want to go to her parents house.

Learned counsel appearing for petitioner No.2 submits that in view of the statement made by petitioner No.2 that there is no threat perception, no cause of action survives for pursuing the present petition.

In view of the statement made by learned counsel for the petitioners the petition is disposed of as infructuous.

Petitioner No.1, shall be released from the Nari Niketan and the officials of UT Chandigarh shall ensure that she safely reaches the house of her parents as desired by her.

(AVNEESH JHINGAN)
JUDGE

22nd MARCH, 2021
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>