

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

LPA No. 325 of 2021 (O&M)

Date of Decision: 05.04.2021

Rajneesh Kumari and others

.... Appellants

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**

Present: Mr. Pankaj Garg, Advocate
for the appellants.

Mr. I.P.S.Doabia, Addl. A.G.Punjab.

Mr. Kawal Preet Singh Virk, Advocate
for respondents No. 4 to 8.

SANT PARKASH, J. (ORAL)

*[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court]*

The instant appeal has been filed under Clause 10 of Letters Patent read with V Clause (2) of Punjab and Haryana High Court Rules and Orders Volume-5, Chapter-9 against the order dated 05.03.2021 passed by learned Single Judge in CRWP No. 2204 of 2021, whereby the writ petition preferred by the appellants was dismissed with costs of Rs. 5,000/-.

Brief facts of the case are that the petitioners No. 1 and 2 are major and they performed marriage on 27.01.2021 at Gurdwara Sahib according to Sikh Rites and Ceremonies against the wishes of private respondents No. 4 to 8 and moved Criminal Writ Petition No. 2204 of 2021 before this Court seeking protection of their lives and liberty at the hands of the private respondents. The same was dismissed by this Court vide order dated 05.03.2021 with costs of Rs. 5,000/-, on the ground that the

petitioners are habitual of filing repeated petitions with similar prayer despite the fact that earlier two petitions filed by them were dismissed as withdrawn. Against the said order, the appellants have come up in the instant appeal with the prayer that the impugned order dated 05.03.2021 be set aside and a writ in the nature of mandamus be issued directing the respondents No. 2 and 3 to protect the life and liberty of the petitioners and to restrain the private respondents 4 to 8 not to harass and interfere in the married life of the petitioners.

On issuance of notice of motion in the instant appeal on 25.03.2021, learned counsel for the respondents No. 4 to 8 gave fair offer that both the parties should be allowed to meet for reconciliation to which learned counsel for the appellants had agreed. Accordingly, the parties were directed to be present in the Court on the same day for making efforts for reconciliation. In compliance of the said order, appellants and respondents No. 4 to 6 i.e. the parents and family members of appellant No. 2 along with their respective counsel made appearance in the Court and the following order was passed:-

“The matter is again taken up today at 1.00 p.m.

As per the direction given vide separate order of even date, Rajneesh Kumari-petitioner No. 1, her husband Akashdeep Singh-petitioner No. 2 and her in laws-petitioner Nos. 3 to 5 as well as her parents and other family members i.e. respondent Nos. 4 to 6 are present in Court along with their respective counsel. The allegation is that the petitioner No. 1 who has performed her marriage against the will of her family members are interfereing and threatening her life.

Efforts have been made for reconciliation with the able assistance of learned counsel for both the parties.

Initially, the parties were adamant but on account of sincere efforts by the Court and able assistance of learned counsel for the parties, they have agreed to some extent for reconciliation and for making further effort to finalise the modalities.

Learned counsel for both the parties are directed to remain in touch with each other and to ensure that amicable settlement takes place.

In view of the above, matter stands adjourned to 05.04.2021.

Both the parties shall also remain present in Court on the date given.”

Today, at the time of resumed hearing, learned counsel for both the parties stated that there is no chance of settlement/compromise as the parents of the appellant No. 1 namely Rajneesh Kumari are not at all happy with the marriage and are not ready to accept the appellant No. 2 as their son-in-law.

However, learned counsel appearing for respondents No. 4 to 8 assured that there will be no interference in the married life of appellants No. 1 and 2 by the parents and other family members of appellant No. 1.

As the prayer in the main petition was for seeking protection and therefore, in view of the submissions rendered by the learned counsel for the respondents No. 4 to 8, the present appeal is disposed of having been rendered infructuous.

(JASWANT SINGH)
JUDGE

(SANT PARKASH)
JUDGE

05.04.2021
Maninder

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