

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

CRWP No.3574 of 2021 (O&M)
DATE OF DECISION: 12.04.2021

Pinki and another

.....Petitioners

versus

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Varinder Basa, Advocate for the petitioners

ALKA SARIN, J. (Oral):

Heard through video conferencing.

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for issuance of directions to respondent Nos.2 and 3 to protect the life and liberty of the petitioners at the hands of respondent Nos.4 to 8.

As per the averments made in the petition, the petitioner Nos.1 and 2 are both majors, the date of birth of petitioner No.1 being 03.03.1993 (copy of the Aadhar card is appended as Annexure P-1) and the date of birth of petitioner No.2 being 01.01.1997 (copy of the Aadhar card is appended as Annexure P-2). Petitioners fell in love and wanted to perform their marriage, however, the respondents have been threatening the petitioners with dire consequences. It has also been averred that this is the second marriage of petitioner No.1, her first husband having died on 08.12.2019. The petitioners have now solemnized their marriage as per Sikh Rites and Rituals. Since the petitioners are apprehending danger to their life and liberty, a representation

dated 06.04.2021 (Annexure P-5) has been sent to respondent No.2, however, no action has been taken on the same.

Notice of motion.

On the asking of the Court, Ms. Samina Dhir, Deputy Advocate General, Punjab has joined the session through video conferencing and accepts notice on behalf of respondent Nos.1 to 3. The service of notice on the remaining respondents is dispensed with, at this stage, as the matter is not being decided on merits,

Heard learned counsel for the parties.

In view of the above and without expressing any opinion with regard to the veracity of the contents of the petition and the submissions made by learned counsel for the petitioners, the present petition is disposed off with a direction to the Senior Superintendent of Police, Gurdaspur (respondent No.2) to take a decision on representation dated 06.04.2021 (Annexure P-5) in accordance with law.

It is, however, made clear that this order shall not, in any manner be construed as an expression of opinion on the veracity of the statement made by the petitioners or on the validity of the marriage and shall have no effect on any other civil or criminal proceedings, if any, instituted/pending against them.

Disposed off accordingly.

April 12, 2021
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(ALKA SARIN)
JUDGE

NOTE:

Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO