

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr.No.116

CRWP No.4727 of 2021

Date of Decision: 03rd June, 2021.

Kajal Kaur & Another

...Petitioners

Versus

State of Punjab & Others

...Respondents

(Heard through Video-Conferencing)

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Amit Wadhwa Advocate,
for the petitioners.

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MEENAKSHI I. MEHTA, J. (ORAL)

By way of this petition, both the petitioners have approached this Court with a prayer for the issuance of direction to respondents No.2 and 3 to take action on the representation dated 18.05.2021 (Annexure P-3) moved by them for seeking protection of their life and liberty as they apprehend threat to the same at the hands of respondents No.4 to 8 because they (petitioners) are living in relationship against the wishes of these respondents.

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

Ms. Rashmi Attri, learned Assistant Advocate General, Punjab, who has joined the proceedings on behalf of respondents No.1 to 3 in this case in pursuance of the copies of this petition having been sent to the respondent-State in advance, accepts the notice on behalf of these respondents.

Heard.

Learned counsel for the petitioners submits that the petitioners would be satisfied in case a direction is issued to respondent No.2 to take appropriate action on their said representation, i.e Annexure P-3.

Learned counsel for the State has no objection for the same.

It is worthwhile to mention here that as per Annexure P-2, i.e the copy of the Aadhar Card of petitioner No.2-Karanveer Singh, his date of birth is 01.10.2000, meaning thereby that he hasn't yet attained the prescribed age for marriage.

However, keeping in view the intent of the fundamental right enshrined in Article 21 of the Constitution of India which ensures the protection of life and liberty to the citizens and without commenting or expressing any opinion on the validity and legality of the relationship between the petitioners, respondent No.2-Senior Superintendent of Police, Barnala, is hereby directed to look into the said representation (Annexure P-3) and if it is found that the petitioners genuinely deserve any protection, then to take appropriate action in accordance with law. It is further clarified that this order shall not be construed to be a shield to the petitioners against any proceedings already initiated or intended/contemplated to be initiated by the competent authority/person on account of their said relationship and permissible under any relevant provisions of law.

This petition stands disposed of accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

03.06.2021.
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Whether speaking/reasoned?	Yes/No
Whether Reportable?	Yes/No