

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

123

CRWP-5949-2021

Date of decision: 23.07.2021

Kulbir Kaur and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Parampreet Singh Bajwa, Advocate
for the petitioners.

Mr. P.S. Walia, Asstt. A.G., Punjab
for respondents No.1 to 3.

Mr. Tejinderbir Singh, Advocate
for respondents No.4 to 6.

Mr. Shashank Bhandari, Additional Public Prosecutor
for respondents No.7 and 8.

ARUN KUMAR TYAGI, J. (ORAL)

(The case has been taken up for hearing through video conferencing.)

The petitioners, claiming themselves to be aged about 17 years and 6 months and 28 years respectively, have approached this Court seeking protection of their life and liberty on the averments that they performed marriage on 16.06.2021 at their friends residence as per Hindu rites and ceremonies against the wishes of respondents No.4 to 6 and the petitioners are apprehending threat to their life and liberty at their instance.

Vide order dated 01.07.2021, petitioner No.1-Kulbir Kaur was ordered to be kept in Aashiana, Sector 15, Chandigarh.

Petitioner No.1-Kulbir Kaur has been produced before this

Court through WhatsApp call earlier and by joining the video conferencing again.

Mr. Tejinderbir Singh, Advocate has appeared on behalf of respondents No.4 to 6 and filed his power of attorney through special messenger which is taken on record.

Respondent No.6-mother of petitioner No.1-Kulbir Kaur has also appeared before this Court through video conferencing from the chamber of her Counsel.

On being asked, petitioner No.1-Kulbir Kaur has submitted that she had gone with petitioner No.2-Harpreet Singh and had solemnized marriage with him out of her own free will.

Petitioner No.1-Kulbir Kaur has further stated that for betterment of her future/career she wants to go with her parents who have accepted her marriage with petitioner No.2-Harpreet Singh.

On being asked respondent No.6-Jasbir Kaur, mother of petitioner No.1-Kulbir Kaur had initially stated petitioner No.1 had not solemnized marriage with petitioner No.2 but subsequently after joining of video conferencing by petitioner No.1 and on interaction with her respondent No.6 has submitted that she, her husband and their relative respondent No.4-Bhupinder Singh have accepted the marriage of petitioner No.1 with petitioner No.2 and there would be no danger to their life and liberty from their side.

Learned Counsel for the petitioners has submitted that the petitioners do not want to continue with the present petition which may be dismissed as withdrawn with liberty to approach this Court again in case of any apprehension of danger to their life and liberty.

Dismissed as withdrawn with liberty as aforesaid.

In view of statement of petitioner No.1-Kulbir Kaur, Incharge of Aashiana, Sector 15, Chandigarh is directed to allow petitioner No.1-Kulbir Kaur to go with her mother to her parental house.

However, in order to ensure welfare of petitioner No.1-Kulbir Kaur and also to protect her life and liberty I consider it appropriate to direct and accordingly direct the Secretary of District Legal Services Authority, Tarn Taran to depute some lady Legal Aid Panel Advocate to periodically visit the house of parents of petitioner No.1 for interacting with petitioner No.1 and providing her requisite help/guidance and submit report for taking of appropriate action for her welfare, if any required.

Needless to say that the Secretary, District Legal Services Authority, Tarn Taran shall also be at liberty to move this Court for issuance of appropriate directions, if so required.

A copy of this order be supplied to learned Counsel for the parties under signatures of Bench Secretary of this Court.

23.07.2021

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(ARUN KUMAR TYAGI)
JUDGE

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