

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-5795-2021

Date of Decision:25.06.2021

Anju Karan and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Gourave Bhayyia Gilhotra, Advocate for the petitioners.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

This petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of mandamus directing respondents No.2 and 3 to protect the life and liberty of the petitioners at the hands of respondents No.4 to 7.

Learned counsel for the petitioners states that both the petitioners are major and are living in live-in-relationship against the wishes of respondents No.4 to 7. They have sought protection to their life and liberty. They apprehend danger at the hands of respondents No.4 to 7. The petitioners have submitted a representation dated 22.06.2021 (Annexure P3) to respondent No.2-Commissioner of Police, Ludhiana.

In support of his contentions, learned counsel for the petitioners relies upon the judgment passed by the Hon'ble Supreme Court in '*Nandakumar and another Vs. State of Kerala and others*' 2018 (2) RCR (Civil) 899, and *Indra Sarma Vs. V.K.V. Sarma*' 2013(15) SCC 755

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

On the asking of this Court, Mr. Avtar Singh Sandhu, Addl.

A.G., Punjab, accepts notice on behalf of respondents No.1 to 3.

I have heard learned counsel for the parties.

Article 21 of the Constitution stipulates protection of life and liberty to every citizen and that no person shall be deprived of his life and personal liberty except according to procedure established by law.

In view of the above discussion, I dispose of the present petition with a direction to respondent No.2-Commissioner of Police, Ludhiana, to decide the representation dated 22.06.2021 (Annexure P-3), moved by the petitioners in accordance with law and grant protection to them, if any threat to their life and liberty is perceived.

It is made clear that this order shall not be taken to protect the petitioners from legal action for violation of law, if any, committed by them.

25.06.2021
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(HARNARESH SINGH GILL)
JUDGE

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