

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

128

CRWP-6395-2021 (O&M)
Date of Decision: 13.12.2021

Rohit Kumar and another

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Sahil Soi, Advocate for petitioners.

Mr. Mehardeep Singh, Additional Advocate General, Punjab.

Lalit Batra, J.(Oral)

CRM-W-1421-2021

Since the main case has already been fixed for today i.e. 13.12.2021, instant application is disposed of having been rendered infructuous.

CRM-W-1314-2021

Amended memo of parties is taken on record.

CRM is allowed.

Main Case

This is a petition under Article 226 of the Constitution of India seeking issuance of a writ especially in the nature of Mandamus directing respondents No.1 to 3 to protect life and liberty of petitioners and not to harass the petitioners at the hands of private respondents.

Petitioners have sought protection of their life and liberty, *inter alia*, taking the plea that they are in live-in relationship against the wishes of

private respondents and now they are apprehending danger to their life and liberty from private respondents.

Learned counsel for the petitioners submits that both the petitioners have already attained majority and they are in live-in relationship.

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

At the asking of Court, Mr. Mehardeep Singh, Additional Advocate General, Punjab, accepts notice on behalf of respondents No.1 to 3. Complete copy of paper book has been supplied to him.

Having considered the submissions made by learned counsel for the petitioners and perusal of record, respondent No.2-Senior Superintendent of Police, Nawanshahar (S.B.S. Nagar), is directed to consider the representation dated 06.07.2021 (Annexure P/3) and issue necessary orders, as warranted by law, so as to ensure that no harm is caused to the life and liberty of the petitioners at the hands of private respondents.

However, it is also made clear that this order shall not be taken to validate the alleged live-in relation of petitioners or entitle them for any protection against their arrest or continuance of any criminal proceedings, if they are found involved in the commission of any cognizable offence. In case, the petitioners had committed any offence, the law will take its own course.

With the above said observations made and directions issued, the present petition stands disposed of.

(LALIT BATRA)
JUDGE

13.12.2021

Varinder Prashad