

CRWP-6467-2021 (O&M)
Date of decision-14.07.2021

State of Punjab and others **...Respondents**

Present: Mr. Manoj R.Sharma, Advocate for the petitioners.

Through this writ petition, the petitioners are praying for a writ of mandamus by way of directions to the respondent Nos.2 and 3 to protect their life and liberty from private respondent Nos.4 to 6, who are against the alliance of the petitioners.

Learned counsel for the petitioners has argued that petitioners being in love decided to marry, however, their alliance was not accepted by the family members of petitioner No.1 as petitioner No.2 was already married and they wanted to marry her with a boy of their own choice. According to him, the first marriage of petitioner No.2 already stands dissolved and he is competent to perform marriage with petitioner No.1. Therefore, petitioner No.1 ran away from her house and joined the company of petitioner No.2. They solemnized marriage on 08.07.2021 at Prachin Pashupati Nath Shiv Mandir, MDC, Sector-6 Panchkula. As per the pleadings, after the marriage, when

petitioners tried to contact private respondents, who being narrow minded persons threatened petitioners of dire consequences and refused to accept their marriage despite convincing efforts. As a result, the petitioners sent representation dated 08.07.2021 (Annexure P-4) to Superintendent of Police, Jalandhar, but no action has been taken upon the same, so they have approached this Court. He prays that the necessary directions be issued to official respondents for providing protection to the petitioners.

A perusal of the petition reveals that the alleged marriage was performed by the petitioners on 08.07.2021 and thereafter, they sent representation on the same day by post to respondent No.2 and filed this petition on the very next day i.e 09.07.2021.

After hearing, learned counsel for the petitioners, this Court finds that even before the representation sent by the petitioners could reach the office of Superintendent of Police, Jalandhar or considered by the said officer, the petitioners have filed this petition seeking a writ of mandamus, that too without making out any case of imminent threat or danger to their life. The respondent Nos.4 and 5 are parents of petitioner No.1 and the claim of petitioner No.2 that previous marriage stands dissolved is not substantiated with any convincing material.

During the course of hearing, learned counsel for the petitioners has stated that the said marriage was dissolved by way of a Panchayati divorce and not through the decree of dissolution of

marriage by competent court.

Apart from it, the representation submitted by the petitioners to respondent No.2 also lacks necessary particulars and is vague, as it does not even reveal the manner and mode of alleged threat extended to the petitioners.

Resultantly, this Court does not find it to be a fit case for exercise of extra ordinary writ jurisdiction.

Dismissed.

(MANOJ BAJAJ)
JUDGE

14.07.2021

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No