

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

CRWP No.7076 of 2021

Date of Decision:-29th July, 2021.

Aarastoon and another

.....Petitioners.

Versus

State of Haryana and others

.....Respondents.

(Heard through Video-Conferencing)

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

Present:- Mr. Munfaid Khan, Advocate
for the petitioners.

MEENAKSHI I. MEHTA, J.(Oral)

By way of the instant petition, both the petitioners seek the indulgence of this Court for the issuance of a direction to respondents No.2 and 3 to protect their lives and liberty as they apprehend threat to the same at the hands of respondents No.4 to 11 because they (petitioners) have solemnized their marriage against the wishes of these respondents. It has also been mentioned in this petition that a representation (Annexure P-5) has already been moved to respondent No.2 in this regard.

Mr. S.S. Pannu, learned Deputy Advocate General, Haryana, 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.

Heard.

Learned counsel for the petitioners restricts his prayer to the issuance of a direction to respondent No.2 to look into and take appropriate action on the said representation (Annexure P-5) as moved by petitioner No.1.

Learned State counsel has no objection for the same.

However, it is pertinent to mention here that petitioner No.1 claims the dissolution of her first marriage by way of divorce but no documentary proof in this regard has been placed on the file. Moreover, petitioner No.2 is also stated to have solemnized the second marriage with petitioner No.1 and his first wife is stated to be still residing with him.

Be that as it may, 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 also the above-discussed limited prayer as made by learned counsel for the petitioners and without commenting or expressing any opinion on the legality and validity of the said marriage, as stated to have been solemnized between the petitioners, respondent No.2-Superintendent of Police, Nuh, is hereby directed to look into the said representation (Annexure P-5) of petitioner No.1 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 against them by any competent

authority/person on account of their afore-said marriage and permissible under the relevant provisions of law.

This petition stands disposed of accordingly.

July 29, 2021
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

Note:	<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
	<i>Whether Reportable:</i>	<i>Yes/No</i>