

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

115

CRWP-7289-2021

Date of decision: 04.08.2021

Homia and another	Versus	Petitioners
State of Punjab and others		Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Simerjeet Singh Bedi, Advocate for the petitioners.

ARUN KUMAR TYAGI, J (ORAL)

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

The petitioners, claiming themselves to be aged about 22 and 28 years respectively, have approached this Court seeking protection of their life and liberty on the averments that the petitioners, being major, performed marriage on 30.07.2021 at Gurdwara Dashmesh Pita Parmatma Daswi (Regd.), Village Singha Devi, Tehsil Kharar, District Mohali, as per Sikh rites and ceremonies against the wishes of respondents No.4 to 9 and the petitioners are apprehending threat to their life and liberty at their instance.

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

Pursuant to supply of advance copy, Mr. Sidakmeet Singh Sandhu, Asstt. AG, Punjab has appeared and accepted notice on behalf of respondents No.1 to 3.

During the course of hearing, learned Counsel for the petitioners has submitted that in the memo of parties attached with the petition inadvertently due to typographical mistake particulars of respondent No.3 have been wrongly typed as Senior Superintendent of Police, Jalandhar instead of Commissioner of Police, Jalandhar which may be allowed to be corrected.

In the facts and circumstances of the case, the request is allowed and in the memo of parties particulars of respondent No.3 are ordered to be corrected as Commissioner of Police, Jalandhar instead of Senior Superintendent of Police, Jalandhar. The Registry is directed to make the necessary correction.

The petitioners, who are present through video conferencing and duly identified by their Counsel, have on being questioned by the Court admitted having solemnized marriage and reiterated their prayer for protection as mentioned in the petition.

Learned Counsel for the petitioners states that representation dated 02.08.2021 (Annexure P-4) was made to the Senior Superintendent of Police, Jalandhar seeking necessary protection but no action has been taken so far in the matter and prays for issuance of direction in this regard.

Learned State Counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

Without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with the directions to respondent No.3-Commissioner of Police, Jalandhar to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-4) and take appropriate action for protection of their life and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against petitioner No.2, then nothing in this order shall be construed as a bar for taking of appropriate action by the police authorities against him in respect thereof in accordance with law.

The Registry of this Court is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.3-Commissioner of Police, Jalandhar for requisite compliance.

04.08.2021

Kothiyal

(ARUN KUMAR TYAGI)
JUDGE

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