

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr.No.115

CRWP No.7712 of 2021

Date of Decision: 16th August, 2021.

Sandeep Kaur & Another

...Petitioners

Versus

State of Punjab & Others

...Respondents

(Heard through Video-Conferencing)

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

Present: Mr. Sanjeev K. Virk Advocate, for the petitioners.

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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 & 3 to protect their lives and liberty as they apprehend threat to the same at the hands of respondents No.4 to 7 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.

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

Ms. Samina Dhir, learned Deputy Advocate General, Punjab, who 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, accepts the notice on behalf of these respondents.

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 of the petitioners, i.e. Annexure P-5.

Learned State counsel has no objection for the same.

It is worthwhile to mention that except her own depositions in her affidavit Annexure P-1 to the effect that her date of birth is 07.04.1996, petitioner No.1 has not placed any other document on the file in this regard.

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 as well as the above-discussed limited prayer made by learned counsel for the petitioners and without commenting or expressing any opinion on the validity and legality of the marriage as stated to have been solemnized between the petitioners, respondent No.2-Senior Superintendent of Police (Rural), Amritsar, is hereby directed to look into the said representation(Annexure P-5) of the petitioners 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 by the competent authority/person against them on account of their said marriage and permissible under any relevant provisions of law.

This petition stands disposed of accordingly.

16.08.2021.
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned?	Yes
Whether Reportable?	No