

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

216

CRWP-7529-2020

Date of decision: 16.02.2021

Balwinder Kaur and another

... Petitioners

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Inder Pal Singh, Advocate for the petitioners.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. Amit Arora, Advocate for respondents No.10 and 11.

SUVIR SEHGAL J. (ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Short reply by way of affidavit have been filed on behalf of officials respondents and respondents No.10 and 11. Same are taken on record.

Petitioners have filed the present petition seeking direction to respondents No.1 to 3 to provide protection to their life and liberty at the hands of respondents No. 5 to 11.

Balwinder Kaur (petitioner No.1) and Gurwinder Singh (petitioner No.2) claim themselves to be major. Petitioner No.1 was married to respondent No.10 but due to matrimonial dispute she is residing with petitioner No.2 in live-in relationship.

The marriage of petitioner No.1 is subsisting. In view of the above, the present petition is not maintainable.

The co-ordinate Bench of this Court vide order dated 14.05.2019 passed in CRM-M-21763-2019, ***Dimple and another Versus State of Haryana and others***, in similar situation, had directed that in case the petitioners fear any threat to their life and liberty they may approach the Senior Superintendent of Police, who will consider their request.

Accordingly, it is directed that if the petitioners approach the police authorities, they shall independently assess the threat perception, if any to their life and liberty and may provide the required protection.

However, it is also made clear that this order shall not be taken to validate the alleged relationship of the 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 have committed any offence, the law will take its own course.

With the abovesaid observations and directions, the present petition stands disposed of.

16.02.2021

pooja saini

(SUVIR SEHGAL)**JUDGE**

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No