

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRWP-8442-2021

Date of Decision: 06.09.2021

Dolly & another ...Petitioners

Versus

State of Punjab & others ...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Ms. Arshdeep Kaur, Advocate, for the petitioners.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

The petitioners have approached this Court seeking issuance of a direction to official respondents to protect their lives and liberty as they apprehend threat to the same at the hands of private respondents.

While petitioner No.1, namely, Dolly is aged about 18 years & 1 month, petitioner No.2, namely, Sajjan Singh is aged about 20 years & 2 months. The private respondents from whom the petitioners apprehend threat are related to petitioner No.1 as follows:

Respondent No.4 – Kashmir Singh	maternal grand-father
Respondent No.5 – Salima	maternal grand-mother
Respondent No.6 – Arvinder Singh	maternal uncle
Respondent No.7 – Raju	maternal uncle
Respondent No.8 – Neetu	natural mother
Respondent No.9 – Guddu	paternal grand-mother
Respondent No.10 – Amrit Gill	real brother
Respondent No.11 – Aanchal	sister-in-law (wife of respondent No.10)

Learned counsel for the petitioners has submitted that the natural father of petitioner No.1 has already expired and thereafter she was adopted. Learned counsel for the petitioners, however, could not furnish the names of the adopted parents and upon a query made by this Court has stated that there is no formal adoption deed. It has been submitted that petitioner No.1 and petitioner No.2 fell in love with each other and decided to marry each other, but her natural mother and other relatives from her natural mother's side opposed to the said relationship, as they wanted to marry her off to a boy named Subhash, who is in fact an 'alcoholic'. It has been submitted that the adoptive parents of petitioner No.1 and the parents of petitioner No.2, however, do not have any objection to the marriage and accordingly the adoptive parents of petitioner No.1 secretly performed their marriage by not disclosing the date of birth of petitioner No.2. It has been submitted that the petitioners have been living together after solemnization of marriage, but they apprehend serious threat to their lives and liberty at the hands of private respondents, who do not accept their relationship.

Having heard learned counsel for the petitioners and without commenting as regards the veracity of the averments made in the petition and also as regards the validity of their alleged marriage, the petition is disposed of with a direction to respondent No.2 i.e. Senior Superintendent of Police, Amritsar Rural to look into the matter and to dispose of the representation dated 24.08.2021 (Annexure P-3) in accordance with law. In case, it is found that there is a genuine threat to

the lives and liberty of the petitioners, then necessary steps warranted under law be taken thereupon at the earliest so as to ensure that no harm is caused to the petitioners.

A copy of this order along with copy of the representation dated 24.08.2021 be sent to Senior Superintendent of Police, Amritsar Rural (respondent No.2), so as to enable him to do the needful expeditiously.

It is, however, clarified that the aforesaid order shall not be taken to be any expression as regards the validity of aforesaid marriage of the petitioners and shall not confer any immunity upon the petitioners, in case it is found that they have committed any wrong.

06.09.2021

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(GURVINDER SINGH GILL)
JUDGE

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