

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

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CRWP-9109-2021.

Date of Decision: 27.09.2021.

Amanjot Kaur Jassal and another

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Ankit Rana, Advocate for petitioners.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

This petition under Articles 226/227 of the Constitution of India has been moved by petitioners for issuance of appropriate directions to respondents No.2 and 3 (Senior Superintendent of Police, Fatehgarh Sahib and S.H.O. Police Station Khamano, District Fatehgarh Sahib) respectively to protect their life and liberty at the hands of private respondents No.4 to 8.

The facts in brief, leading to filing of the present writ petition are that marriage of petitioner No.1-Amanjot Kaur Jassal was solemnized with Mandeep Singh @ Lucky son of Piara Singh, resident of Guru Ram Dass, Ward No.43, Moga, but they are living separately for the last several years. Petitioner No.1-Amanjot Kaur Jassal and petitioner No.2-Gurcharan Singh are in live-in relation and at present they are residing at Bhattia,

Tehsil Khamano, District Fatehgarh Sahib, however, above said relation of petitioners is not acceptable to private respondents No.4 to 8 and they are extending threats to their life and liberty. Petitioners apprehend that private respondents would cause harm to them, therefore, they have already submitted a representation dated 08.09.2021 (Annexure P/3) to respondent No.2-Senior Superintendent of Police, Fatehgarh Sahib, whereupon no action has been taken.

Learned counsel for the petitioners *inter alia* contends that petitioners are in live-in relation, which is not acceptable to respondents No.4 to 8 and as such petitioners are facing threats at the hands of private respondents, therefore, they deserve protection. He further submits that though representation dated 08.09.2021 (Annexure P/3) has already been made to respondent No.2-Senior Superintendent of Police, Fatehgarh Sahib, however, nothing fruitful has been done so far, therefore, petitioners have approached this Court to seek protection to their life and liberty. He further urges that appropriate directions may be issued in that regard.

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

At the asking of Court, Mr. Mehardeep Singh, Additional Advocate General, Punjab, accepts notice on behalf of respondents No.1 to 3. Complete copy of paper book has been supplied to him.

Learned State counsel submits that petitioners have entered into unholy alliance as petitioner No.1-Amanjot Kaur Jassal is still married to Mandeep Singh @ Lucky and their marriage has not been dissolved till date in accordance with law.

Having heard learned counsel for the parties and perusal of record, this Court is of the considered opinion that petitioner No.1-Amanjot Kaur Jassal, who is already married to Mandeep Singh @ Lucky, has entered into unholy alliance with petitioner No.2-Gurcharan Singh, without getting her marriage dissolved with above said Mandeep Singh @ Lucky. Representation dated 08.09.2021 (Annexure P/3) submitted by petitioners to respondent No.2-Senior Superintendent of Police, Fatehgarh Sahib, is devoid of material particulars and even manner and mode of alleged threats extended to the petitioners have not been detailed therein. The petition is based on bald averments without any supportive material. Since the petitioners have filed this petition without a valid and convincing cause of action, therefore, instant petition being devoid of merits, is dismissed.

(LALIT BATRA)
JUDGE

27.09.2021

Varinder Prashad

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No