

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRWP-9185-2021  
Date of Decision: 24.09.2021

Safina Begum and another

....Petitioner(s)

Versus

The State of U.T Chandigarh and others

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present: Mr. Kuldeep Singh Advocate, for the petitioners.

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**Through Video Conferencing**

**JASGURPREET SINGH PURI, J. (Oral)**

The present petition has been filed under Article 226 of the Constitution of India with a prayer for issuance of writ in the nature of Mandamus seeking protection of life and liberty of the petitioners.

The learned counsel for the petitioners has submitted that both the petitioners are major and the petitioner No.1 (girl) is 30 years of age and was earlier married to somebody else but the marriage has since been dissolved by divorce as stated in para No.3 of the petition. He submitted that the petitioner No.1 and petitioner No.2 are in a live-in relationship. He submitted that there is an imminent threat at the hands of the private respondents because they are objecting to the relationship. He submitted that since both the petitioners are adults, they have right to choose the place of their living and person with whom they want to live. He further submitted

that the scope of the present petition is only pertaining to the protection of life to the petitioners.

Notice of motion to respondent Nos. 1 to 3.

Mr. Shashank Bhandari, learned Additional Public Prosecutor, U.T, Chandigarh has caused appearance on behalf of the aforesaid respondents and has submitted that in fact the police has got enquired from the place of residence which has been stated in the memo of parties and it was found that the petitioners are not residing at the place which has been mentioned in the memo of parties and, therefore, it will not be possible for further processing with the enquiry.

Mr. Kuldeep Singh, learned counsel for the petitioner has submitted that in view of the threat from the private respondents it is just possible that the petitioners are wandering around. He however submitted that both the petitioners will appear before the concerned SHO at Sector-36, Police Station immediately and get their statements recorded and has prayed that protection be granted to them.

I have heard the learned counsel for the parties.

The scope of the present petition is pertaining only to the extent of grant of protection to the life of the petitioners. It however does not reflect anything with regard to the relationship of the petitioner inter se.

In view of the statement made by the learned counsel for the petitioners, the petitioners may appear before the concerned SHO of Section 36, Police Station and in the event of their doing so, the concerned SHO shall assess the threat perception of the petitioners and in case, so required, then shall take appropriate steps for the protection of the life of the petitioners.

It is made further clear that the scope of the petition is only to the extent of protection of the life of the petitioners and it will not be deemed to be any kind of impediment for taking any other action against the petitioner, if otherwise, it is so required under the law.

The present petition stands disposed of.

**24.09.2021**

**rakesh**

**(JASGURPREET SINGH PURI)**  
**JUDGE**

|                    |   |        |
|--------------------|---|--------|
| Whether speaking   | : | Yes/No |
| Whether reportable | : | Yes/No |