

CRWP-11462-2021

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

(114)

CRWP-11462-2021.
Date of Decision:-06.12.2021.

Sakshi and another

.....Petitioners

Versus

State of U.T., Chandigarh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sushil K. Sharma, Advocate for the petitioners.

Mr. Anupam Bansal, Addl. P.P., U.T., Chandigarh.

VIKAS BAHL, J. (Oral)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for directing the official respondents to protect the life and liberty of the petitioners.

It is the case of the petitioners that they both are major inasmuch as petitioner No.1 was born on 10.03.2000 and petitioner No.2 was born on 02.08.1995, and have married each other on 19.10.2021, with their free consent and without any pressure and that this is their first marriage. Reliance has been placed upon Aadhaar Cards (Annexures P-2 and P-4, respectively), the Marriage Certificate (Annexure P-3) and photographs (Annexure P-6). It is also stated in the petition that a detailed representation dated 01.12.2021 (Annexure P-7) has also been given to respondent No.2 with regard to the same.

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Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Anupam Bansal, Addl. P.P., U.T., Chandigarh, appears and accepts notice on behalf of respondent No.1 to 3 and on a specific query put by this Court, he has submitted that the statements of the petitioners have been recorded in this case and as per their statements, it has been stated that the private respondents (parents of petitioner No.1) reside in Kangra and has further stated that in Chandigarh, the petitioners are safe and they do not need any protection. The learned counsel for the petitioners has stated that in case respondent Nos.4 to 6 are to come to Chandigarh or the petitioners are to go to Kangra, then the petitioners will inform the Police and seek protection, if so required. Learned State counsel has further stated that he has no objection in case, respondent No.2-The Senior Superintendent of Police, U.T., Chandigarh, District Chandigarh, looks into the representation dated 01.12.2021 (Annexure P-6) and takes appropriate action in accordance with law.

Learned counsel for the petitioners has submitted that the present petition be disposed of with the observation that for the present, no police protection is required, however, in case the petitioners feel any apprehension or threat to their life and liberty in future for which police protection would be required, then the petitioners would call up the concerned Police Station for the same.

In view of the above facts and circumstances, the present petition is disposed of with a direction to the official respondents to take adequate steps to protect the life and liberty of the petitioners in case in future, any apprehension to their life and liberty is there from the private respondents and for the said purpose, they will approach respondent No.2.

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It is, however, clarified that this order shall not debar the State from proceeding against the petitioners, if involved in any case.

(VIKAS BAHL)
JUDGE

December 06, 2021.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No