

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

CRWP-12221-2021

Date of decision-27.12.2021

**Manvinder Kaur and another
Vs.**

...Petitioners

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Subhash Kumar, Advocate for the petitioners.

Mr. Sukhdeep Parmar, DAG, Haryana.

Mr. Ajay Kamboj, Advocate for respondent No.5.

MANOJ BAJAJ, J.

Through this criminal writ petition, the petitioners are praying for issuance of directions to the respondent Nos.2 to 4 to protect their life and liberty from private respondent Nos.5 to 7, as the petitioners have solemnized marriage on 22.12.2021 against their wishes. It has been further prayed that the official respondents be restrained from implicating petitioners in false criminal case.

Learned counsel for the petitioners has argued that petitioners being in love for the last two years decided to solemnize marriage and when they expressed their decision to the parents of petitioner No.1, the same was not accepted by private respondent Nos.4 to 7 (who are parents and uncle of petitioner No.1) as they wanted to solemnize her marriage with a boy of their choice in their community.

Therefore, on 22.12.2021, petitioners solemnized marriage at Gurudwara Dashmesh Pita Patshahi Dasvi, Vilage Singha Devi, District Mohali as per Sikh rites. In this regard the photographs (Annexure P-4) are appended with the petition. He has argued that the private respondents have threatened petitioners of dire consequences and they have apprehension that private respondents will implicate them in a false case, therefore, they sent representation dated 22.12.2021 (Annexure P-5) to Superintendent of Police, Sirsa and Station House Officer, Sirsa, but no action has been taken upon the same, so they have approached this Court with a prayer to provide them protection. He prays that appropriate direction be issued.

At this stage, Mr. Ajay Kamboj, Advocate appears on behalf of respondent No.5 and states that petitioners never contacted the parents much less to inform them about their alleged marriage.

Learned State counsel has produced the statements of mother and brother of petitioner No.1, wherein brother of petitioner No.1 stated that they have already lodged FIR No.458 dated 24.12.2021 under Section 346 IPC regarding missing of Manvinder Kaur. It is further expressed in the statements that they do not have any objection to the alleged alliance of the petitioners.

After hearing the learned counsel for parties, this Court finds that the petition contains bald averments regarding apprehension of threat allegedly faced by the petitioners, as the same is not supported

with any convincing material. The representation dated 22.12.2021 (Annexure P-5) filed by petitioners simply contains their claim of marriage performed against the wishes of the private respondents and the averment regarding danger to their life also lacks material particulars, as it does not at all reveal the manner and mode of alleged threat extended to the petitioners.

Further, the apprehension expressed by the petitioners that private respondents would implicate them in a false criminal case, cannot be construed as a threat as they too are free to avail their remedy in law.

Resultantly, this Court does not find it to be a fit case for exercise of extra ordinary writ jurisdiction.

Dismissed.

27.12.2021
vanita

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No