

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

109

CRWP No.1264 of 2022
Date of decision : 11.02.2022

Sarbjit Kaur and another

... Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM : HON'BLE MR.JUSTICE VINOD S. BHARDWAJ

Present : Mr. Madan Sandhu, Advocate
for the petitioners.

Vinod S.Bhardwaj, J.

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

The petitioners namely Sarbjit Kaur and Vicky Singh have approached this Court under Article 226 of the Constitution of India for seeking protection of their lives and personal liberty from private respondents no.5 to 10.

The contention of the petitioners is that they are major, aged 24 and 26 respectively. In support thereof, copy of the Adhaar cards pertaining to the petitioners have been appended. The petitioners further contend that they have performed marriage against the wishes of their parents. The marriage of the petitioners was solemnized on 08.02.2022 at Gurudwara Dasmesh Pita Patshai Dasvi (Regd.) Village Singha Devi Tehsil Kharar, District Mohali, according to Hindu rites and customs. A copy of marriage certificate (Annexure P-3) issued by the priest (Granthi) of the said Gurudwara has also been appended. The petitioners apprehend

threat to their lives and claim that there is a constant danger of being implicated in a false case.

Notice of motion restricted to respondents No.1 to 4 only.

Pursuant to supply of advance copy, Ms. A.K. Khurana, DAG, Punjab, has appeared and accepted notice on behalf of the respondents No.1 to 4.

Learned counsel for the petitioners states that a representation dated 08.02.2022 (Annexure P-6) has also been submitted by petitioners to respondents No.2 and 3 i.e. The Senior Superintendent of Police, Moga and The Superintendent of Police Mansa.

Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

Without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with the directions to respondents No.2 and 3 i.e. The Senior Superintendent of Police, Moga and The Superintendent of Police Mansa to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-6) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against the petitioners nothing in this order shall be construed as a bar for taking appropriate action by the police authorities in respect thereof in accordance with law.

The Registry is directed to send a copy of this order along with copy of petition and above said representation to respondent Nos.2 and 3

i.e. The Senior Superintendent of Police, Moga and The Superintendent of Police Mansa, for requisite compliance.

The petition is disposed of.

11.02.2022
sd

(VINOD S. BHARDWAJ)
JUDGE

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