

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

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**CRWP-1716-2022
Date of decision: 24.02.2022**

HEENA GANDHI AND ANOTHER

....Petitioners

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

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

Present : Mr. Sumit Singh Bairagi, Advocate
for the petitioners.

Ms. A.K. Khurana, DAG Punjab.

VINOD S. BHARDWAJ. J. (ORAL)

Though matters were being taken up through physical hearing mode today, this matter has been taken up through video conferencing on specific request of the learned counsel and in terms of circular dated 14.09.2021.

The petitioners namely Heena Gandhi and Yadwinder Singh have approached this Court under Article 226/227 of the Constitution of India for seeking protection of their life and personal liberty from private respondents No.4 to 8.

The contention of the petitioners is that they are major, aged 32 years and 31 years respectively. In support thereof, copy of the Aadhaar 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 21.02.2022 at Gurudwara Dashmesh Pita Patshahi Dasvi (Regd.) Village Singha Devi, Tehsil Kharar, District Mohali according to Sikh rites and ceremonies. A copy of marriage certificate (Annexure P-3) 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 Nos.1 to 3 only.

Pursuant to supply of advance copy, Ms. A.K. Khurana, DAG Punjab has appeared and accepted notice on behalf of respondents Nos.1 to 3.

Learned counsel for the petitioners states that a representation dated 21.02.2022 (Annexure P-5) has also been submitted by the petitioners to the respondent No.2-Senior 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 respondent No.2-Senior Superintendent of Police, Mansa to look into the grievances of the petitioners as set out in the petition and also expressed in the representation dated 21.02.2022 (Annexure P-5) 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 the petition and above-said representation to respondent No.2-Senior Superintendent of Police, Mansa for requisite compliance.

The petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

February 24, 2022

S.Sharma(syr)

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>