

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

108

CRWP-2023-2022

Date of decision : 08.03.2022

Mala Kumari and another

.....Petitioners

VERSUS

State of Haryana and others

.....Respondents

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

Present:- Mr. R. K. Chaudhary, Advocate, for the petitioners.

VINOD S. BHARDWAJ, J. (Oral)

The petitioners namely Mala Kumari and Vijay Kumar have approached this Court under Article 226 of the Constitution of India for seeking protection of their life and personal liberty from private respondents Nos.5 and 6.

The contention of the petitioners is that they are major, aged 22 years and 28 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 03.03.2022 at Prachin Pashupati Nath Shiv Mandir (Regd.), MDC, Sector-6, Panchkula, Haryana, according to *Hindu* rites and rituals. A copy of marriage certificate (Annexure P-4) issued by the Priest of the *Mandir* 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, Mr. Ashish Kumar Yadav Addl. A. G., Haryana, has appeared and accepted notice on behalf of respondents No.1 to 4.

Learned counsel for the petitioners states that a representation dated 03.03.2022 (Annexure P-5) has also been submitted by the petitioners to the respondent No.2- The Commissioner of Police, MDC, Sector-4, Panchkula, District Panchkula, Haryana.

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- The Commissioner of Police, MDC, Sector-4, Panchkula, District Panchkula, Haryana, to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (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

respondent No.2- The Commissioner of Police, MDC, Sector-4,

Panchkula, District Panchkula, Haryana, for requisite compliance.

The petition is disposed of.

08.03.2022
anil

(VINOD S. BHARDWAJ)
JUDGE

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