

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP No.2402 of 2022(O&M)

Date of Decision:17.03.2022

Ishpuneet Kaur and another

.....Petitioners

Versus

State of Punjab and others

..... Respondents

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

Present: Mr. Sahil Goel, Advocate
for the petitioners.

Ms. Jaspreet Kaur, AAG, Punjab.

VINOD S. BHARDWAJ, J(Oral)

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 Ishpuneet Kaur and Manpreet Singh, have approached this Court under Article 226 of the Constitution of India read with Section 482 Cr. P.C., 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 21 years and 21 years respectively. In support thereof, copy of the Aadhaar Card of petitioner no.1 and copy of matriculation certificate of petitioner no.2 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 11.03.2022 in Sri Nirankari Darbar (Rawalpindi) Sector 21-B, Chandigarh, according to Sikh rites and rituals. A copy of marriage certificate (Annexure P-4) 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 3 only.

Pursuant to supply of advance copy, Ms. Jaspreet Kaur, AAG., Punjab, has appeared and accepted notice on behalf of respondents No.1 to 3.

Learned counsel for the petitioners states that a representation dated 12.03.2022 (Annexure P-3) has also been submitted by the petitioners to the respondent No.2- Commissioner of Police, Ludhiana.

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- Commissioner of Police, Ludhiana to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-3) 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- Commissioner of Police, Ludhiana, for requisite compliance.

The petition is disposed of.

March 17, 2022
rekha sharma

[VINOD S. BHARDWAJ]
JUDGE

Whether speaking/reasoned : *Yes/No.*
Whether reportable : *Yes/No.*