

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP No.2633 of 2022(O&M)

Date of Decision:24.03.2022

Nisha and another

.....Petitioners

Versus

State of Punjab and others

..... Respondents

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

Present: Mr. Deepak K. Bartia, Advocate
for the petitioners.

Ms. A.K. Khurana, DAG, Punjab.

VINOD S. BHARDWAJ, J(Oral)

The petitioners namely, Nisha and Vijay Pal, have approached this Court under Article 226 of the Constitution of India, for seeking protection of their life and personal liberty from private respondents No.4 and 5.

The contention of the petitioners is that they are major, aged 18 years and 08 months and 20 years and 11 months, respectively. In support thereof, copy of the Aadhaar Cards pertaining to the petitioners have been appended. It is further contend that private respondents wants to solemnized the marriage of petitioner No.1 in the their community by pressuring her to marriage as their own choice. Petitioner No.1 had disclosed her love relationship with petitioner No.2, then parents of petitioner No.1 opposed this relationship. Ultimately, petitioner No.1 left her parents house on 20.03.2022 and taken shelter at the house of petitioner No.2. Now, petitioners are residing in a live-relationship with their own free will without any pressure. 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. A.K, Khurana, DAG, Punjab, has appeared and accepted notice on behalf of respondents

No.1 to 3.

Learned counsel for the petitioners states that a representation dated 21.03.2022 (Annexure P-4) has also been submitted by the petitioners to the respondent No.2- Senior Superintendent of Police, Kapurthala.

Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given. Without expressing any opinion on the merits of the case, the petition is disposed of with the directions to respondent No.2- Senior Superintendent of Police, Kapurthala. to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-4) 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, Kapurthala, for requisite compliance.

The petition is disposed of.

March 24, 2022

rekha sharma

**[VINOD S. BHARDWAJ]
JUDGE**

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