

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

CRWP-3166-2022 (O&M)

Date of decision: 07.04.2022

Heena and another

...Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Azad Khan, Advocate for
Mr. Nitin Bansal Jain, Advocate for the petitioners.

HARNARESH SINGH GILL, J. (ORAL)

This petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondents No. 2 and 3 to protect the life and liberty of the petitioners at the hands of respondents No. 4 to 7.

Learned counsel for the petitioners submits that both the petitioners are major and have performed marriage against the wishes of respondents No. 4 to 7 and sought protection to their life and liberty. They apprehend danger at the hands of respondents No. 4 to 7. The certificate and photograph, evidencing their marriage, are on record as Annexures P-3 and P-4, respectively. The petitioners have submitted a representation dated 04.04.2022 (Annexure P-5) to respondent No.2-Senior Superintendent of Police, Amritsar, District Amritsar.

Notice of motion.

On the asking of this Court, Mr. Ajay Pal Singh Gill, DAG Punjab, accepts notice on behalf of respondents No. 1 to 3-State only.

At this stage, Mr. Mohit Sadana, Advocate, appears and files *vakalatnama* on behalf of respondent Nos. 4 to 7 in the Court, which is taken on record.

Without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the petition with a direction to respondent No. 2-Senior Superintendent of Police, Amritsar, District Amritsar, to decide the representation dated 04.04.2022 (Annexure P-5) of the petitioners and grant protection to them, if any threat to their life and liberty is perceived.

It is made clear that this order shall not be taken to protect the petitioners from legal action for violation of law, if any, committed by them.

At this stage, learned counsel for respondent Nos. 4 to 7 states that respondent No.5 i.e. Rama, mother of petitioner No.1-Heena, wants to have an interaction with the petitioners.

The prayer is allowed.

Respondent No. 5 and the petitioners are directed to appear before the Mediation and Conciliation Centre of this Court at 2.00 pm today itself for the said purpose.

The matter shall be taken up at 3.30 p.m. today itself.

(HARNARESH SINGH GILL)
JUDGE

07.04.2022

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No

Post Lunch Session

In terms of the orders passed in the morning session, the matter was taken up at 4.00 p.m.

However, as per the report of the Mediator, though respondent No.5 appeared in person before the Mediation and Conciliation Centre, yet neither the petitioners nor their counsel, have appeared. Report of the Mediator is taken on record.

It, thus, appears that the petitioners are not interested in interacting with respondent No.5.

In view of the above, no further orders are called for.

(HARNARESH SINGH GILL)
JUDGE

07.04.2022

Mangal Singh