

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

CRWP-5415-2022

Date of Decision: 02.06.2022

Sumitra and Another

...Petitioners

Versus

State of Punjab through its Home Secy. and Ors.

....Respondents

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

Present: Mr. Narender Singh Kamboj, Advocate
for the petitioners.

VINOD S. BHARDWAJ J.

The petitioners namely Sumitra and Ravi Kumar have approached this Court under Article 226 of the Constitution of India for seeking protection of their lives and personal liberty from respondents No.4 to 6.

The contention of learned counsel for the petitioners is that both are major, aged 24 years and 26 years respectively. In support thereof, copies of 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 22.05.2022 as per Hindu Rites and Rituals in a *Mandir* at Panchkula. Copy of Marriage Certificate (Annexure P-3), marriage photographs (Annexure P4 and P5) have also been appended. The petitioners apprehend threat to their lives and liberty 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, Mr. Karanbir Singh AAG

Punjab has appeared and accepted notice on behalf of respondents No.1 to

Learned counsel for the petitioners states that a representation dated 22.05.2022 (Annexure P-6) has also been submitted by the petitioners to the respondents No.2-Senior Superintendent of Police, District SAS Nagar and SHO, P.S. Zirakpur, SAS Nagar.

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, SAS Nagar to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-6) 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, SAS Nagar for requisite compliance.

The petition is disposed of.

02.06.2022

Ajay Goswami

Whether speaking/reasoned
Whether reportable

(VINOD S. BHARDWAJ)
JUDGE

Yes/No
Yes/No