

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

CRWP-5397-2022

Date of Decision: 02.06.2022

Aarti and Anr.

...Petitioners

Versus

State of Haryana and Ors.

...Respondent

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

Present: Mr. Beer Singh, Advocate
for the petitioners.

VINOD S. BHARDWAJ J.

The petitioners namely Aarti and Tushar 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 and 5.

The contention of learned counsel for the petitioners is that both are major, aged 21 years and 21 years respectively. In support thereof, copy of the 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 27.05.2022 as per Hindu rites and rituals. Copy of Marriage Certificate (Annexure P-3) has 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. Ashish Yadav,

AAG Haryana has appeared and accepted notice on behalf of respondents

No.1 to 3.

Learned counsel for the petitioners states that a representation dated 28.05.2022 (Annexure P-4) has also been submitted by the petitioners to the respondent No.2-Superintendent of Police, Kurukshetra and SHO, P.S. Krishna Gate, Kurukshetra.

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-Superintendent of Police, Kurukshetra 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- Superintendent of Police, Kurukshetra for requisite compliance.

The petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

02.06.2022
Ajay Goswami

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No