

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

CRWP No.6516 of 2022

Date of Decision: 08.07.2022

Gurjant Singh and another

.....Petitioners.

Versus

State of Punjab and others

.....Respondents.

CORAM: *HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA*

Present: Mr. Raman Kumar, Advocate for
 Mr. Rajeev K. Kapila, Advocate for the petitioners.

MEENAKSHI I. MEHTA, J.(Oral)

Both the petitioners have joined hands to prefer this petition for seeking the issuance of the direction to respondents No.1 to 3 to protect their lives and liberty as they apprehend threat to the same at the hands of respondents No.4 to 6 because they (petitioners) have solemnized their marriage against the wishes of these respondents. It has also been mentioned in this petition that a representation (Annexure P-5) has already been moved to respondent No.2 in this regard.

Notice of motion to respondents No.1 to 3 only.

Mr. Sandeep Singh Deol, learned Deputy Advocate General, Punjab, who has appeared on behalf of respondents No.1 to 3 in this case in pursuance of the copies of the instant petition having been sent to the respondent-State in advance, accepts the notice on behalf of these respondents.

Heard.

Learned counsel appearing for the petitioners restricts his

prayer to the issuance of a direction to respondent No.2 to look into and take appropriate action on the said representation of the petitioners, i.e Annexure P-5.

Learned State counsel has no objection for the same.

It is worth-while to mention here that as per Annexure P-2, i.e the copy of the Aadhar Card of petitioner No.2 Jaspreet Kaur, she was born in the year 2004 and the date and month of her birth has not been recorded therein so as to ascertain as to whether she has completed the age of 18 years or not.

However, keeping in view the intent of the fundamental right enshrined in Article 21 of the Constitution of India which ensures the protection of life and liberty to the citizens as well as the above-discussed limited prayer as made by learned counsel appearing for the petitioners and without commenting or expressing any opinion on the legality and validity of the marriage as stated to have been solemnized between the petitioners, respondent No.2-Senior Superintendent of Police, Hoshiarpur, is hereby directed to look into the said representation (Annexure P-5) of the petitioners only to the extent of their threat perception qua their lives and if it is found that the petitioners genuinely deserve the protection of their lives, then to take appropriate action in accordance with law.

It is further clarified that this order shall not be construed to be a shield to the petitioners against any action/proceedings already initiated or intended/contemplated to be initiated against them by any competent authority/person on account of their said relationship and permissible under

the relevant provisions of law.

This petition stands disposed of accordingly.

July 08, 2022
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*