

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRWP-7305-2022

Date of Decision: 01.08.2022

Yohani & Anr.

.....Petitioners

V/s.

State of Haryana & Ors.

.....Respondents

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

Present: Mr. Nasir Jamal, Advocate for
Mr. Satish Chaudhary, Advocate for the petitioner

VINOD S. BHARDWAJ, J. (Oral)

The petitioners namely Yohani and Abhishek have approached this Court under Article 226 of the Constitution of India for seeking protection of their lives and personal liberty from private respondent.

The contention of the petitioners is that both are major, aged 19 years and 21 years, respectively. In support thereof, copy of the 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 26.07.2022 at Shri Aadi Shakti Ved Pathshala as per Hindu rites and customs. A copy of Marriage Certificate issued by the aforesaid temple (Annexure P3) has also been appended. 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, Mr. Ashish Yadav, Addl. AG Haryana has appeared and accepted notice on behalf of the official respondents.

Learned counsel for the petitioners states that a representation dated 26.07.2022 (Annexure P5) has also been submitted by the petitioners to the respondent No.2 - Superintendent of Police, Yamuan 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 - Superintendent of Police, Yamuan Nagar to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P5) 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, Yamuan Nagar for requisite compliance.

The petition is disposed of.

01.08.2022
V.Vishal

(Vinod S. Bhardwaj)
Judge

<i>Whether speaking / reasoned</i>	:	<i>Yes /No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>