

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-8797-2022

Date of Decision: 13.9.2022

Ramanpreet Kaur and another ...Petitioners

Versus

State of Punjab and others ...Respondents

CORAM:HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr.Suresh Kumar Arya, Advocate for the petitioners

Mr.G.S.Sandhu, DAG, Punjab

Mr.Anil Kumar Spehia, Advocate with
respondent no.9-Ravneet Kaur

ASHOK KUMAR VERMA, J.

Through this petition under Articles 226 of the Constitution of India, prayer has been made for issuance of direction to respondents No.1 to 3 to protect the life and liberty of the petitioners from danger at the hands of respondents No.4 to 8 as they have solemnized marriage against the wishes of their parents.

Learned counsel for the petitioners submits that both the petitioners are major. The wife of petitioner no.2 is respondent no.9- Ravneet Kaur who is real sister of petitioner no.1 and is sali of petitioner no.2 and because of ill health of respondent no.9 and with her consent, both the petitioners are living in a live-in-relationship

against the wishes of respondents No.4 to 8 and have sought protection to their life and liberty. However, the petitioners apprehend danger at the hands of respondents No.4 to 8. Therefore, they have submitted a representation dated 5.9.2022 (Annexure P-5) to respondent No.2-Senior Superintendent of Police, District Amritsar (Rural).

Notice of motion to respondents No.1 to 3 and 9 only at this stage.

On the asking of the Court, Mr.G.S.Sandhu, DAG, Punjab accepts notice on behalf of respondents No.1 to 3. Mr.Anil Kumar Spehia, Advocate appears alongwith respondent no.9 and files Vakalatnama which is taken on record.

Learned counsel for respondent no.9 submits that respondent no.9- Ravneet Kaur is present in Court and she has no objection with the live-in- relationship of the petitioners.

I have heard the learned counsel for the parties.

Article 21 of the Constitution stipulates protection of life and liberty to every citizen and that no person shall be deprived of his life and personal liberty except according to procedure established by law. It is the bounden duty of the State as per the Constitutional obligations cast upon it to protect the life and liberty of every citizen.

In view of the above discussion, present petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, District Amritsar (Rural) to decide the representation dated 5.9.2022 (Annexure P-5), moved by the petitioners in accordance with law and grant protection to them, if any threat to their life and liberty is perceived.

It is, however, clarified that in case there is any criminal case registered against the petitioners, this order shall not be construed as an impediment for the law enforcing agency to proceed against the petitioners in accordance with law.

(ASHOK KUMAR VERMA)
JUDGE

13.9.2022

MFK

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No