

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

CRWP-9530-2022
Date of Decision: 03.10.2022

MANSI AND ANOTHER

...Petitioners

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present : Mr. Ravinder Pankaj, Advocate
for Ms. Sukhveer Kaur, Advocate
for the petitioners.

HARSH BUNGER, J. (ORAL)

1. Prayer in the instant petition, filed under Article 226 of the Constitution of India, is for issuance of directions to respondents Nos. 2 and 3, to provide protection of life and liberty to the petitioners, who have married against wishes of private respondent Nos. 4 and 5.

2. Learned counsel for the petitioners submits that petitioner No.1 – Mansi, aged about 19 years and petitioner No.2 – Rakesh Saini, aged above 28 years, have got married on 29.09.2022, against wishes of the family members / relatives of Petitioner No. 1 (Mansi), arrayed as respondent Nos. 4 and 5. It has further been submitted that private respondents are threatening and trying to interfere in the marital life of the petitioners. Hence, they are seeking protection in that regard and have approached this Court by way of filing the instant petition.

3. Notice of motion to respondent Nos. 1 to 4 only.

4. On the asking of the Court, Mr. Luvinder Sofat, Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of respondent Nos. 1 to 3 (State) and Mr. Naresh Chander, Advocate puts his appearance on behalf of respondent No.4, who is father of petitioner No.1. Learned counsel appearing on behalf of respondent No.4 states that

there is no threat to the petitioners from his side and his only prayer is to meet his daughter i.e. petitioner No.1.

5. Taking into consideration the statement made by learned counsel on behalf of respondent No.4, this petition is disposed of with a direction to respondent No. 2 – Senior Superintendent of Police, Gurdaspur, to look into the representation dated 29.09.2022 (Annexure P-5), *qua* threat perception, if any, and take necessary steps, if any required, in accordance with law, to ensure that life and liberty of the petitioners is not jeopardized at the hands of private respondents. However, respondent No.2-Senior Superintendent of Police, Gurdaspur shall summon the parties and allow respondent No.4 to meet his daughter i.e. petitioner No.1 and after considering the grievance raised by the petitioners, take necessary steps, if any required. However, it is made clear that this direction shall not be construed to validate the marriage, said to have taken place between petitioner Nos. 1 and 2. This order shall also not be taken to protect the petitioners from legal action for violation of law, if any, committed by them and will have no effect on any civil or criminal action, which could be initiated in the matter, in accordance with law.

October 03, 2022

gurpreet

(HARSH BUNGER)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No