

112 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-9557-2022
Date of Decision: 04.10.2022

KUSUM AND ANR

...Petitioners

Versus

STATE OF PUNJAB AND ORS

...Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK MANCHANDA

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

Mr.Sandeep Chopra, DAG Punjab.

DEEPAK MANCHANDA J. (ORAL)

The petitioners have approached this Court under Article 226/227 of the Constitution of India for seeking protection of their lives and personal liberty from respondents No.4 to 10.

The contention of learned counsel for the petitioners is that both are major, aged 19 years and 24 years respectively. In support thereof, copies of Aadhaar Cards pertaining to the petitioners have been appended. The learned counsel for petitioners further contends that they have performed marriage against the wishes of their parents. The marriage of the petitioners was solemnized on 02.09.2022 as per Sikh Rites and Rituals. Copy of Marriage Certificate (Annexure P-3) have 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.Sandeep Chopra, DAG Punjab, accepts notice on behalf of respondents No.1 to 3.

Learned counsel for the petitioners states that a representation dated 27.09.2022 (Annexure P-4) has also been sent by the petitioners to the

respondent No.3-SHO, Police Station City Morinda, District Rupnagar and copy thereof to respondent no.2-SSP, Rupnagar.

Learned State counsel has no objection if appropriate directions are given for deciding the representation submitted by the petitioners.

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-SSP, Rupnagar, 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 to respondent No.2-SSP, Rupnagar, for requisite compliance.

The petition is disposed of.

04.10.2022
dharamvir

(DEEPAK MANCHANDA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No