IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-11960-2021
Date of Decision: 06.01.2022

Anita Kaushal and another

....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Parshant Sethi, Advocate, for the petitioners.

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Through Video Conferencing

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Article 226 of the Constitution of India with a prayer to protect the life and liberty of the petitioners at the hand of the private respondents.

Learned counsel for the petitioners at the outset has submitted that the scope of the present petition pertains only to the protection of lives of the petitioners and does not in any way reflect anything on the inter se relationship between the petitioners or with the private respondents. He further submitted that the petitioners have submitted a representation (Annexure P-3) dated 17.12.2021, to the Senior Superintendent of Police, Hoshiarpur but no action has been taken on the same. He further submitted that petitioner No.1 was earlier married with respondent No.4 and their marriage could not succeed and, therefore, they have filed a petition under Section 13-B of the Hindu Marriage Act, 1955 which is pending before the learned Family Court, Hoshiarpur and first motion statements have already

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been recorded and now it is fixed for recording of statement in the second motion. He further submitted that there is an apparent threat at the hands of the private respondents and, therefore, has sought directions from this Court in this regard.

Notice of motion to respondent Nos.1, 2 and 3 only.

Mr. Sandeep Singh Deol, learned Deputy Advocate General, Punjab, accepts notice on behalf of the aforesaid respondents and states that he has no objection in case the representation given by the petitioners is considered in accordance with law.

I have heard the learned counsel for the parties.

The scope of the present petition has been confined only to the protection of the lives of the petitioners. It is made clear that nothing in this order would mean anything on the inter se relationship between the petitioners themselves or between the petitioners and the private respondents and the directions are pertaining only to the protection of life.

In view of the above, the Senior Superintendent of Police, Hoshiarpur is directed to consider the representation (Annexure A-3) in accordance with law. Needless to say that in case there is a threat to the life of the petitioners, then appropriate steps be taken in that regard.

The needful be done within a period of one week from the date of the receipt of the copy of this order.

The present petition stands disposed of.

06.01.2022 **(JASGURPREET SINGH PURI)**
rakesh **JUDGE**

Whether speaking : Yes/No
Whether reportable : Yes/No

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