

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

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CRWP-10339-2022

Decided on : 10.11.2022

Kajal and another

. . . Petitioner(s)

Versus

State of Punjab and others

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Gurmej Singh Bhinder, Advocate for
Mr. S.K. Choudhary, Advocate
for the petitioners.

SANJAY VASHISTH, J. (Oral)

Prayer in the instant petition filed under Article 226 of the Constitution of India, is for issuance of directions to respondents No.1 to 4, to provide protection of life and liberty to the petitioners, who have married against the wishes of private respondents.

2. Learned counsel for the petitioners submits that petitioner No.1 – Kajal, aged about 24 years and petitioner No.2 – Rakesh Kumar, aged about 32 years, have got married on 26.10.2022, against the wishes of their family members, arrayed as respondents No.5 to 8. It has been submitted that the private respondents are threatening to interfere in the marital life of the petitioners. Hence, the petitioners are seeking protection in that regard and have approached this Court by way of filing the instant petition. They have also submitted a representation dated 26.10.2022 (Annexure P-5) to respondent No.2 – Sr. Superintendent of Police, Pathankot, wherein, they have expressed their apprehension. Leaned counsel for the petitioners further submits that inadvertently, incorrect date has been typed in the said representation as 27.08.2022. Therefore, counsel for the petitioners seeks

liberty to submit another exhaustive representation as a fresh one to respondent No.2 – Sr. Superintendent of Police, Pathankot, within one week from today.

3. Notice of motion.

4. On the asking of the Court, Mr. AS Sandhu, AAG, Punjab, accepts notice on behalf of respondents No.1 to 4 (State).

4. In view of the above, the present petition is disposed of with a direction to respondent No.2 – Sr. Superintendent of Police, Pathankot, to look into the representation dated 26.10.2022 (Annexure P-5) or the fresh representation, if any, filed by the petitioners, *qua* threat perception, and if there is any substance in it, take necessary steps, in accordance with law, to ensure that the lives and liberty of the petitioners is not jeopardized at the hands of the private respondents.

5. However, this direction will not validate the marriage said to have taken place between the parties and will have no effect on any civil or criminal action, which could be initiated in the matter in accordance with law.

(SANJAY VASHISTH)
JUDGE

November 10, 2022

J.Ram

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*