

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

116

CRWP-11119-2022

Decided on : 24.11.2022

Farmina and another

. . . Petitioner(s)

Versus

State of Haryana and others

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Kusum Raj, 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 3 to provide protection of lives and liberty of the petitioners, who have married against the wishes of private respondents.

Learned counsel for petitioners submits that petitioner No.1 – Farmina, aged about 20 years and petitioner No.2 – Taufik, aged about 32 years, have got married on 17.11.2022 against the wishes of their family members, arrayed as respondents No. 4 to 9. It has been further submitted that private respondents are threatening to interfere in the matrimonial life of petitioners. Hence, 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 18.11.2022 (Annexure P-4) to respondent No.2 –Superintendent of Police, Faridabad, wherein, they have expressed their apprehension.

Learned counsel for the petitioners submits that petitioner No. 1-Farmina, was earlier married to one Jaikam and out of said wedlock, one girl child was born but husband of petitioner No. 1 gave oral divorce to petitioner No. 1, whereas, petitioner No. 2-Taufik, was earlier married to one

Sajida and out of said wedlock, three children were born. However, in the year 2019, Sajida (ex-wife of petitioner No. 2) died. Thus, present marriage of petitioners is second for both of them.

Notice of motion.

On asking of the Court, Mr. Vikas Bhardwaj, AAG, Haryana, who is present in the Court, accepts notice on behalf of respondent Nos. 1 to 3 (State).

In view of the above, present petition is disposed of with a direction to respondent No.2 – Superintendent of Police, Faridabad, to look into the representation dated 18.11.2022 (Annexure P-4), *qua* threat perception and if there is any substance in it, take necessary steps, in accordance with law, to ensure that lives and liberty of petitioners is not jeopardized at the hands of the private respondents.

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 24, 2022

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