

105 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-W-1697-2022 in/and CRWP-11473-2022

Date of Decision: December 15, 2022

Jagdeep Singh and another

...Petitioners

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Abdul Aziz, Advocate for the petitioners.

SANJAY VASHISTH, J.

CRM-W-1697-2022

Prayer in the present application is for placing on record the amended memo of parties.

Learned counsel for the applicant-peititoners submits that due to typographical error, in the memo of parties of the main petition, respondents No. 2 and 3 have been mentioned as Senior Superintendent of Police, Khanna, Ludhiana, and SHO Police Station Maloud District Ludhiana, respectively, **instead** of Senior Superintendent of Police, Malerkotla and SHO, Police Station Sadar Ahmedgarh, Malerkotla.

Heard.

In view of the averments mentioned in the application, same is allowed and amended memo of parties is taken on record. Registry is directed to tag the same at appropriate place.

Application stands disposed of.

CRWP-11473-2022

By way of filing of this petition, petitioners are seeking necessary

protection of their lives and personal liberty in view of the fact that they are in a live-in relationship and are under eminent threats at the hands of respondents No. 4 to 8.

Learned counsel for the petitioners submits that petitioners are in a live-in relationship against the wishes of respondents No. 4 to 8 and have sought protection to their lives and liberty. It is submitted that petitioner No. 1-Jagdeep Singh, aged about 20 years and petitioner No. 2 – Harpreet Kaur, aged about 21 years, have not performed marriage because petitioner No. 1 has not attained marriageable age, but they apprehend danger at the hands of private respondents No. 4 to 8 who will eliminate them.

In the context of threat perception at the hands of private respondents No. 4 to 8 petitioners have allegedly moved a representation dated 01.12.2022, (Annexure P-3) to Senior Superintendent of Police, Malerkotla (respondent No. 2), wherein, all the apprehension to their lives have been expressed.

Notice of motion.

On asking of the Court, Mr. J.S. Arora, DAG, Punjab accepts notice on behalf of respondent Nos. 1 to 3 (State).

Since petitioners have not contracted any marriage and seek only protection *qua* their lives and personal liberty, and for the same already representation dated 01.12.2022 (Annexure P-3) is pending, it would be appropriate to direct respondent No. 2 to have a fair look to the said representation, on the grievance of the petitioners in order to ascertain

veracity of allegations made by them.

Respondent No. 2 would be at liberty to devise his/her own mechanism to ascertain the truth. He/she would also be at liberty to join the petitioners or any other person acquainted with facts in issue. If innocence of the petitioners is established, respondent No. 2 shall proceed to take appropriate action in order to protect their lives and personal liberty from being invaded by private respondents No. 4 to 8.

This order is passed at this stage without meaning anything on the status of the petitioners on the basis of live-in relationship. Respondent No. 2 would pass necessary order without being influenced by any statement of fact recorded here-in-above.

Petition stands disposed of accordingly.

(SANJAY VASHISTH)
JUDGE

December 15, 2022

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Whether Speaking/Reasoned: **YES/NO**

Whether Reportable: **YES/NO**