

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

**CRWP No. 12237 of 2022
Date of Decision: 26.12.2022**

Komalpreet Kaur and another **.....Petitioners**

Vs.

State of Punjab and others **.....Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Dinesh Kumar, Advocate, for the petitioners.

HARPREET KAUR JEEWAN J. (ORAL)

The prayer in the instant petition filed under Article 226 of the Constitution of India is for issuance of direction to respondent No. 2 and 3 to protect the life and liberty of the petitioners from the hands of private respondents No. 4 to 6, who want to marry against the wishes of the private respondents.

The learned counsel for the petitioners submits that petitioner No.1-Komalpreet Kaur, aged about 19 years wants to marry petitioner No.2 Tumsharanpreet Singh, aged about 17 years, after petitioner no. 2 would attain the age of 18 years but respondents No. 4 to 6 who are the parents of petitioner no. 1 want to marry her with an old age boy of Gurdaspur without her consent. Petitioner No. 1 is a major but respondents no. 4 to 6 who are the family members of petitioner No. 1 are having backward thinking. Petitioner No. 1 is in live-in relationship with petitioner no. 2, since she had left her home on 15.12.2022, she is apprehending threat from respondents No. 4 to 6. Therefore, both the petitioners have moved a representation before the Senior Superintendent of Police, Amritsar (respondent no. 2 herein) on 23.12.2022 (Annexure P-3). However, respondents no. 1 to 3

have not granted protection to the petitioners. Hence, the present petition has been filed.

Notice of motion.

Mr. Navneet Singh, Sr. D.A.G., Punjab, who is present in Court accepts notice on behalf of respondents no. 1 to 3.

Petitioner no. 2, Tumsharanpreet Singh is a minor and he has himself disclosed his age as 17 years and 05 months. Petitioner No. 2 being a minor is presently in the care and custody of his parents. However, petitioner No. 1, Komalpreet Kaur who is major and she has alleged that she had left her home and apprehending threat to her life from the hands of private respondents.

In view of these circumstances, the present petition is disposed of with a direction to respondent no. 2, Senior Superintendent of Police, Amritsar to look into the representation dated 23.12.2022 sent through registered post on 23.12.2022 qua the threat perception, if any, to petitioner No. 1 and take necessary steps, in accordance with law, to ensure that lives and liberty of petitioner No. 1 is not jeopardized at the hands of the private respondents.

However, this direction will not amount to any opinion regarding the validity of the relationship of petitioner No. 1 with the minor petitioner No. 2.

December 26, 2022
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(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking : Yes/No
Whether Reportable: Yes/No