

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

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**CRWP-872-2023
Decided on :31.01.2023**

Tamana Heer and another

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Virender Singh, 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.2 and 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 – Tamana Heer, aged about 18 years and petitioner No.2 – Jobandeep Singh, aged about 24 years, have performed *inter-cast marriage* on 26.01.2023 against the wishes of their family members, arrayed as respondents No. 4 to 6. It is first marriage of both the petitioners. 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 26.01.2023 (Annexure P-5) to respondent No.2 – Senior Superintendent of Police, Nawanshahr, Punjab, wherein, they have expressed their apprehension.

Notice of motion.

On advance notice, Mr. J. S. Arora, DAG, Punjab, 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 – Senior Superintendent of Police, Nawanshahr, Punjab, to look into the representation dated 26.01.2023 (Annexure P-5), *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

31.01.2023

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