

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

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**CRWP-918-2023 (O&M)
Decided on : 01.02.2023**

Srishti and another

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Naresh Chander, Advocate for 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.

At the very outset, learned counsel for the petitioners submits that petitioner No. 1-Srishti, was earlier married to one Mukesh Kumar, who expired on 05.10.2011. In this regard, an affidavit dated 27.01.2023 (Annexure P-7) has been attached with the petition. Thus, both the petitioners are free to take independent decision regarding their life, being major, as petitioner No. 1-Srishti, aged about 32 years and petitioner No.2 – Sandeep Kumar, aged about 34 years, who have got married on 27.01.2023 against the wishes of their family members, arrayed as respondents No. 4 to 8. 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 27.01.2023 (Annexure P-5) to respondent No.2 –Senior Superintendent of Police, Jalandhar, Punjab, wherein, they have expressed

their apprehension.

Notice of motion.

On asking of the Court, Mr. Anmol Singh Sandhu, AAG, 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, Jalandhar, Punjab, to look into the representation dated 27.01.2023 (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.

Respondent No. 2 would also confirm whether the fact disclosed by the petitioner No. 1-Srishti regarding the death of her first husband is true or not.

(SANJAY VASHISTH)
JUDGE

February 01, 2023

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