

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

**103**

**CRWP-967-2023**

**Decided on : 07.02.2023**

Reshma @ Reshma Bibi and another

. . . Petitioner(s)

Versus

State of Punjab and others

. . . Respondent(s)

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

PRESENT: Mr. G.S. Bhinder, Advocate for  
Mr. S.K. Choudhary, Advocate  
for the petitioner(s).

Mr. Vinay Kumar Gupta, AAG, Punjab.

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**SANJAY VASHISTH, J. (Oral)**

Prayer in the instant petition filed under Article 226 of the Constitution of India, is for issuance of directions to official respondents No.1 to 4, to provide protection of lives and liberty of the petitioners, who have married against the wishes of private respondents.

2. Learned counsel for the petitioners submits that petitioner No.1 – Reshma @ Reshma Bibi, aged more than 18 years and petitioner No.2 – Mohammad Fareed, aged more than 19 years 11 months, have performed ‘Nikah’ on 27.01.2023, against the wishes of their family members, arrayed as respondents No.5 to 7. Learned counsel for the petitioners further submits that though the marriageable age for boy is 21 years, but both the petitioners performed their marriage, as both being Mohammadan by religion.

3. Learned counsel for the petitioners submits that it is the first marriage of both the petitioners. It has been submitted that the private respondents are threatening to interfere in the matrimonial life of the petitioners. Hence, the 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 29.01.2023 (wrongly typed as 29.07.2023 in the representation) (Annexure P-5) also sent through e-mail dated 31.01.2023, to respondent No.2 – Sr. Superintendent of Police, Pathankot, District Pathankot, wherein, they have expressed their apprehension.

4. Notice of motion.

5. On asking of the Court, Mr. Vinay Kumar Gupta, AAG, Punjab, accepts notice on behalf of respondents No.1 to 4 (State).

6. In view of the above, the present petition is disposed of with a direction to to respondent No.2 – Sr. Superintendent of Police, Pathankot, District Pathankot, to look into the representation dated 29.01.2023 (Annexure P-5), *qua* threat perception, and if there is any substance in it, take necessary steps, in accordance with law, to ensure that the lives and liberty of the petitioners are not jeopardized at the hands of the private respondents.

7. 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**

**February 07, 2023**

*J.Ram*

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