

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-1243-2023

Date of Decision: February 09, 2023

SAURV KUMAR AND ANOTHERPetitioners
Versus

STATE OF PUNJAB AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Pankaj Garg, Advocate for the petitioners.

HARKESH MANUJA, J (ORAL)

Present criminal writ petition under Article 226 of the Constitu-
tion of India has been filed by the petitioners praying for protection to their
life and liberty, in view of the marriage solemnized by them against the
wishes of respondents No.4-8

Notice of motion.

Mr. Tarun Aggarwal, Sr. DAG, Punjab accepts notice on behalf
of respondents No.1 to 3 and requisite copies of the petition have already
been supplied to the State by the learned counsel for the petitioners.

Paper-book reveals that marriage of petitioners No.1 and 2
was solemnized on 05.02.2023. The documents annexed by the petition-
ers with the petition including their **Aadhar Cards (P-1 and P-2) and PAN
card (P-3)** show that both are major and duly identified by their counsel,
but apprehending danger to their life and liberty at the hands of respon-
dents No.4-8.

Apprehending threat to their life and liberty, petitioners have
already approached respondent No.2 by way of representation dated
06.02.2023.

Therefore, the present petition is disposed of, with a direction to respondent No.2 i.e. Senior Superintendent of Police, Barnala, to look into the representation dated 06.02.2023 and in case he finds any threat perception to the petitioners, appropriate steps be taken to protect their life and liberty and also ensure that no harm is caused to the petitioners by forcibly taking them in custody on the allegations that petitioner No.2 has been kidnapped, abducted or raped by petitioner No.1.

However, it is made clear that this order may not be construed as expression of an opinion on legality and validity of the marriage of the petitioners.

In case, any criminal case is pending against petitioner No.1, this order shall not be any hindrance for the Investigating agency to proceed according to law.

February 09, 2023
tejwinder

[HARKESH MANUJA]
JUDGE

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no