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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-1454-2023

Date of Decision: February 15, 2023

Komal Kumari and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Mr.Munish Gulati, Advocate
for the petitioner.

.....

RAJESH BHARDWAJ, J.(ORAL)

Present petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondents no.2 and 3 to protect the life and liberty of the petitioners from the hands of respondents no.4 to 6.

Learned counsel for the petitioners states that both the petitioners are major and have married against the wishes of respondents no.4 to 6 and have sought protection to their life and liberty. They apprehend danger from respondents no.4 to 6. Their marriage certificate evidencing their marriage is on record as Annexure P-3. The petitioners have submitted a representation dated 09.02.2023 (Annexure P-4) to respondent no.2.

Notice of motion to respondents no.1 to 3-State only.

On asking of the Court, Mr. Sandeep Kumar, DAG, Punjab, who is present in Court, accepts notice on behalf of respondents/State.

Without entering upon an exercise to evaluate the evidentiary

direction to respondent no.2, i.e. the Senior Superintendent of Police, District Sri Muktsar Sahib, to decide the representation (Annexure P-4) of the petitioners and grant them protection, if any threat to their life and liberty is perceived. It is clarified that this order shall not be taken to grant immunity to the petitioners from legal action for violation of law, if any, committed by them. This order would not be understood having expressed any opinion whatsoever by this Court on the validity of marriage of the petitioners.

Disposed of.

February 15, 2023
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(RAJESH BHARDWAJ)
JUDGE

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| 1. Whether speaking/reasoned ? | Yes/No |
| 2. Whether reportable ? | Yes/No |