

114 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-1554-2023

Date of Decision: 17.02.2023.

NIRMAL KAUR AND ANOTHER ... PETITIONERS
VS.
STATE OF PUNJAB AND OTHERS .. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr.N.P.S.Hira, Advocate
for the petitioners.

Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI, J.(ORAL)

Heard.

Learned counsel for the petitioners has relied upon a judgment of the Hon'ble Supreme Court of India in the case of **Nandakumar and another Versus State of Kerala and others**, AIR 2018 SC 2254 and judgment of this Court in **CWP No. 31834 of 2019** titled as **Megha and another Versus State of Haryana and others**, decided on 04.11.2019.

It has been stated that both the petitioners have attained the age of majority and the petitioners are in live-in-relationship. It has been further stated that petitioner No.1 has also instituted a petition for dissolution of her marriage with respondent No.4. The petitioners are apprehending threat and danger to their lives and liberty at the instance of private respondents.

Without dilating further, suffice it to say that the Court is primarily concerned with the petitioners' right to protect their lives and liberty against any perceived threat at the instance of the third party as such right has been guaranteed to them as per Article 21 of the Constitution of India.

It has been pointed out that a representation dated 13.02.2023 (Annexure P-3) has already been submitted to respondent No.2.

Notice of motion to official respondents only.

Ms. Ruchika Sabherwal, DAG, Punjab accepts notice on behalf of respondent(s)-State.

Without making any further observations on the merits or legality and validity of the relationship, the petition is disposed of with a direction to respondent No.2 to look into the grievance of the petitioners as projected through representation dated 13.02.2023 (Annexure P-3) in accordance with law and furthermore, take remedial action if the apprehension of danger is real and genuine one.

This order is not to be construed as any opinion with regard to the legality and validity of the relationship, or the age of the petitioners or with regard to any civil or criminal proceedings.

17.02.2023
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(VIVEK PURI)
JUDGE

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