

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

CRWP-2871-2023

Date of Decision:24.03.2023

Doli Roy and another

...Petitioners

VS.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S. Shekhawat

Present : Ms. Mandeep Kaur, Advocate for
 Mr. Virender Singh, Advocate
 for the petitioners.

N.S.Shekhawat J. (Oral)

The petitioners have filed the instant petition with a prayer to direct respondents No.2 and 3 not to harass them at the instance of respondents No.4 and 5. A further prayer has been made to protect their lives and liberty as they apprehend imminent threat at the hands of respondents No.4 and 5.

Learned counsel for the petitioners contends that both the petitioners are major and in support of proof of date of birth, both the petitioners have annexed their respective Aadhar cards. Learned counsel further contends that respondents No.4 and 5, who are the parents of petitioner No.1, are opposing their relation and have extended threats to him.

I have heard learned counsel for the petitioners and have examined the record carefully.

Both the petitioners have annexed their respective Aadhar cards. As per Aadhar card of petitioner No.1 (Annexure P-1), she is resident of Uttarparokata, Jalpaiguri, West Bengal, whereas, as per Aadhar card of petitioner No.2 (Annexure P-2), he is resident of House No.165, Vill Murabari,

CRWP-2871-2023

-2-

Bilasipara, Dhubri, Assam. Consequently, it is apparent that both the petitioners are residents of State of West Bengal and Assam, respectively. Even the petitioners have concealed the said fact in the memo of parties and have wrongly mentioned them to be the residents of H.No.41, Officer Enclave, Lohar Nangal, District Jalandhar. It is a serious concealment on the part of both the petitioners and the petition deserves to be dismissed only on this ground. Apart from that, the petitioners alleged that they had performed the marriage on 21.03.2023 as per Hindu Rites and ceremonies against the wishes of respondents No.4 and 5. Even in support of their residence proof, the petitioner No.2 has submitted his affidavit dated 21.03.2023 itself, which can never be relied upon. Since the petitioner No.1 is an ordinary resident of West Bengal, whereas, petitioner No.2 is ordinary resident of Assam, the instant petition is not maintainable before this Court.

Apart from that, the petitioners have levelled vague and unfounded allegations against respondents No.4 and 5. Even they have failed to show that the respondents had ever extended threats to them. Even otherwise, respondents No.4 and 5 are also residents of West Bengal.

In view of the above discussion, there is no merit in the instant petition and the same is ordered to be dismissed.

(N.S.SHEKHAWAT)
JUDGE

24.03.2023
hemlata

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No