

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-3126-2023 (O&M)

Date of decision : 11.04.2023

Preeti Payal and another

.....Petitioners

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Ankush Rampal, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

CRM-W-472-2023

Prayer in the present application is for correction in Paragraph No.4 of the main petition wherein it has been mentioned that *petitioners have solemnized their marriage on 27.03.2023 as per Sikh Rites and Ceremonies at Gurudwara Dashmesh Pita Pathshahi Dasvi (Registered), Village Karor Kalan, Tehsil Kharar, District Mohali* in place of the fact that the *petitioners have solemnized their marriage on 27.03.2023 as per Hindu Rites and Ceremonies at Shri Bhramari Devi Jan Kalayan Sanstha (Registered No.00616), 222, Mansa Devi Market, Sector-4, Panchkula.*

Notice in the application.

On asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of the respondent-State. He pleads no objection if the application is allowed.

In view of the above, paragraph No.4 of the petition be read as *petitioners have solemnized their marriage on 27.03.2023 as per Hindu Rites and Ceremonies at Shri Bhramari Devi Jan Kalayan Sanstha*

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(Registered No.00616), 222, Mansa Devi Market, Sector-4, Panchkula in place of *petitioners have solemnized their marriage on 27.03.2023 as per Sikh Rites and Ceremonies at Gurudwara Dashmesh Pita pathshahi Dasvi (Registered), Village Karor Kalan, Tehsil Kharar, District Mohali*

Application stands allowed. Registry is directed to do the needful.

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Present petition has been filed under Article 226 of the Constitution of India for directing respondents No.2 and 3 to protect the life and liberty of the petitioners from the hands of respondents No.4 and 5 and other relatives.

Learned counsel for the petitioners states that both the petitioners are major and have married against the wishes of respondents no.4 and 5 and have sought protection to their life and liberty. They apprehend danger from respondents no.4 and 5. Their marriage certificate evidencing their marriage is on record as Annexure P-3. The petitioners have submitted a representation dated 27.03.2023 (Annexure P-4) to respondent no.2.

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

On the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of the State.

Without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the petition with a direction to respondent no.2-Senior Superintendent of Police, Gurdaspur, District Gurdaspur to decide the representation (Annexure P-4) of the

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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 the marriage of the petitioners.

Disposed of

11.04.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No