

2023:PHHC:051774

113 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-3421-2023
Date of Decision: 13.04.2023

NEHA SHARMA AND ANOTHER

...Petitioners

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Amit Rana, Advocate
for the petitioners.

Ms. Kanica Sachdeva, AAG Punjab.

SANJIV BERRY, J. (Oral)

This is a petition filed under Article 226 of the Constitution of India for directions to respondents No. 2 and 3 to protect the life and liberty of the petitioners at the hands of private respondents No. 4 and 5.

Learned counsel for the petitioners submits that the petitioners, both major, have solemnized their marriage on 29.03.2023 according to Hindu rites and ceremonies. He also refers to the marriage certificate dated 29.03.2023 (Annexure P-3). He also referred to the Aadhar Cards (Annexures P-1 and P-2) of the petitioners to show that the petitioners are major.

Learned counsel for the petitioners further submits that the private respondents No. 4 and 5 are not accepting the marriage of the petitioners and they apprehend danger to their life and liberty from the private respondents and in this regard they have already moved a representation dated 04.04.2023 (Annexure P-4) before respondent

No. 2 -Superintendent of Police, District Yamuna Nagar.

Notice of motion.

On the asking of the Court, Ms. Kanica Sachdeva, AAG Punjab present in Court, accepts notice on behalf of the State-respondents.

Without commenting on the validity of the marriage and the *inter se* relationship of the parties, the petition is disposed of with the direction to respondent No.2-Superintendent of Police, District Yamunanagar, to consider the representation dated 04.04.2023 (Annexure P-4) keeping in view the facts and circumstances of the case and if so warranted, take action, to ensure protection to the life and liberty of the petitioners, strictly in accordance with law.

This order is not to be construed as any opinion with regard to the age of the petitioners or factum or validity of their marriage in any civil or criminal proceedings nor the petitioners would be entitled for any protection against their arrest or continuance of any criminal proceedings, if otherwise, found to be involved in commission of any cognizable offence(s).

(SANJIV BERRY)
(JUDGE)

13.04.2023

kv

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