

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

103

CRWP-3782-2023 (O&M)

Decided on :21.04.2023

Kajal and another

. . . Petitioner(s)

Versus

Union Territory Chandigarh and others

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Amit Kashyap, Advocate for the petitioners.

SANJAY VASHISTH, J. (Oral)

1. Prayer in the instant petition filed under Article 226 of the Constitution of India, is for issuance of directions to respondents No. 2 and 3 to provide protection of lives and liberty of the petitioners, who have married against the wishes of private respondents.

2. Learned counsel for petitioners submits that petitioner No.1- Kajal is aged about 23 years and 01 months and petitioner No.2 – Subhash is aged about 23 years and 03 months, have solemnized the marriage on 17.04.2023 against the wishes of their family members, arrayed as respondents No. 4 and 5. It is first marriage of both the petitioners. It has been further submitted that private respondents are threatening to interfere in the matrimonial life of petitioners. Hence, petitioners are seeking protection in that regard and have approached this Court by way of filing the instant petition. They have also submitted a representation dated 17.04.2023 (Annexure P-5), to respondent No.2 – Senior Superintendent of Police, Chandigarh, wherein, they have expressed their apprehension.

3. Notice of motion.

4. On advance notice, Ms. Vasundhara Dalal Anand, APP, U.T., Chandigarh, who is present in the Court, accepts notice on behalf of respondents Nos.1 to 3 (State).

5. In view of the above, present petition is disposed of with a direction to respondent No.2 –Senior Superintendent of Police, Chandigarh, to look into the representation dated 17.04.2023 (Annexure P-5), *qua* threat perception and if there is any substance in it, take necessary steps, in accordance with law, to ensure that lives and liberty of the petitioners, is not jeopardized at the hands of the private respondents.

6. However, this direction will not validate the marriage said to have taken place between the parties and will have no effect on any civil or criminal action, which could be initiated in the matter in accordance with law.

7. Disposed of.

(SANJAY VASHISTH)
JUDGE

21.04.2023

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