

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRWP-4722-2023 (O&M)

Decided on :16.05.2023

Baljinder Singh and another

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Vishal Gaur, 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. 1 to 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- Baljinder Singh, aged about 36 years and petitioner No.2 –Jaspreet Kaur, aged about 37 years, have got married on 10.05.2023 against the wishes of their family members, arrayed as respondents No. 4 and 5.

Counsel for the petitioners submits that however, it is first marriage of petitioner No. 1, but petitioner No. 2 was earlier married to one Gurmeet Singh son of Jarnail Singh, resident of Village Bhullarheri, Tehsil Dhuri, District Sangrur. Said marriage was dissolved by a decree of mutual divorce dated 06.04.2023 from the Court of learned Principal Judge, Family Court, Camp Court, Dhuri, passed in HMA No. 160 dated 15.09.2022 (Annexure P-4).

3. 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 10.05.2023 (Annexure P-1) sent through registered post on 11.05.2023, to respondent No.2 – Senior Superintendent of Police Sangrur, Punjab, wherein, they have expressed their apprehension.

4. Notice of motion.

5. On advance notice, Mr. Anmol Singh Sandhu, AAG, Punjab, who is present in the Court, accepts notice on behalf of respondents Nos.1 to 3 (State).

6. In view of the above, present petition is disposed of with a direction to respondent No.2 – Senior Superintendent of Police Sangrur, Punjab, to look into the representation dated 10.05.2023 (Annexure P-1) sent through registered post on 11.05.2023, *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.

7. 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.

8. Disposed of.

(SANJAY VASHISTH)
JUDGE

16.05.2023

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