

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRWP-5084-2023
Decided on : 25.05.2023

Pooja and another

. . . Petitioner(s)

Versus

State of Punjab and others

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Mohit Kakkar, Advocate
for the petitioner(s).

SANJAY VASHISTH, J. (Oral)

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

2. Learned counsel for the petitioners submits that petitioner No.1 – Pooja, aged about 22 years and petitioner No.2 – Sukhjot Singh, aged about 20 years & 08 months, have solemnized marriage on 16.05.2023, against the wishes of their family members, arrayed as respondents No.4 to 8. Further submits that at best said marriage is voidable but not a void marriage and it is first marriage of both the petitioners. It is further submitted that private respondents are threatening to interfere in the matrimonial life of the 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 18.05.2023 (Annexure P-5), to respondent No.2 – Sr. Superintendent of Police, Kapurthala, wherein, they have expressed their apprehension.

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3. Notice of motion.
4. On asking of the Court, Mr. JS Arora, DAG, Punjab, accepts notice on behalf of respondents No.1 to 3 (State).
5. In view of the above, the present petition is disposed of with a direction to respondent No.2 – Sr. Superintendent of Police, Kapurthala, to look into the representation dated 18.05.2023 (Annexure P-5), *qua* threat perception, and if there is any substance in it, take necessary steps, in accordance with law, to ensure that the lives and liberty of the petitioners are 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.

(SANJAY VASHISTH)
JUDGE

May 25, 2023*J.Ram*

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