

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-5362-2023 (O & M)

Date of decision: 31.05.2023

Shivani Devi and anr.

..... Petitioners

V/s

U.T., Chandigarh and ors.

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Mohan Singh Rana, Advocate, for the petitioners.

JASJIT SINGH BEDI, J. (Oral)

The petitioners have approached this Court for issuance of necessary directions to official respondents for protecting their lives and liberties which according to them are at stake because they are in a live-in-relationship. The petitioner No.1 is major. According to the copy of the Aadhar Card (Annexure P-1), the exact date of birth of petitioner No.1 is 01.01.2005 whereas petitioner No.2 is minor as the exact date of birth of petitioner No.2 is 16.04.2002. A copy of his Aadhar Card is annexed as Annexure P-2.

The learned counsel for the petitioners submits that a marriage is not a must for providing security to a couple in a 'live-in-relationship' because protection qua life and liberty is sacrosanct and stands at the highest pedestal. He has also placed reliance upon orders

CRWP-5362-2023 (O & M)

::2::

passed by the co-ordinate Bench of this Court in '*Sarabjeet Kaur and another versus State of Punjab and others*' in CRWP-102-2022 decided on 07.01.2022 and '*Goutam Kumar and another versus State of Punjab and others*' in CRWP-8088-2021 decided on 26.08.2021.

Notice of motion to respondents No. 1 to 3.

Ms. Vasundhara Dalal, Addl.P.P., accepts notice on behalf of the official respondents No.1 to 3. Since no order prejudicial to the interest of the parties is being passed, therefore, there is no necessity of inviting any response.

At this stage, without expressing any opinion on the merits of the case, as well as on the age and nature of the relationship between the petitioners, I deem it appropriate to direct respondent No. 2- Senior Superintendent of Police, Chandigarh, to look into the matter and pass an appropriate order in the representation allegedly filed by the petitioners before him on 27.05.2023 (Annexure P-3). It would be appreciated if necessary orders are passed within one month from the date of receipt of copy of this order.

However, if the petitioners are found to have been involved in any other case then this order shall not preclude the competent authority from taking lawful action against the petitioners.

Disposed of.

(JASJIT SINGH BEDI)
JUDGE

May 31, 2023
sukhpreet

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