

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-6011-2023 (O&M)
Date of decision :08.08.2023

Harmail Kaur and another

... Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioners.

Mr. Amish Sharma, Assistant Advocate General, Punjab,
for respondent nos. 1 to 3.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Article 226 of the Constitution for issuance of direction to respondent nos.2 & 3 to protect the life and liberty of petitioners at the behest of private respondents.

2. Short reply by way of affidavit of Manavjit Singh Sidhu, Deputy Superintendent of Police, Sub-Division, Tapa, District Barnala, dated 08.08.2023, is taken on record. Copy thereof be supplied to other side during course of the day. Paras 4 and 5 of the aforesaid affidavit read as under:-

“4. That SHO, P. S. Rureke-Kalan submitted report that from the facts emerged during inquiry and perusal of statement of Harmail Kaur (duly corroborated by her husband Imran Khan i.e. petitioner No.2) as well as affidavit furnished by Harmail Kaur, her family members i.e. respondent No. 4, 5 and 6 agreed with the marriage performed by her and they will not interfere in their marriage and as such there is neither any apprehension of danger to the lives and liberty of both the petitioners at the hands of respondents No. 4 to 6 nor they want any police protection. So, no action is required to be taken in the matter.

5. *That from the perusal of report submitted by SHO P.S. Rureke-Kalan and further from the perusal of statement of Harmail Kaur (petitioner No.1 duly corroborated by petitioner No.2) as well as affidavit furnished by her, it has been found that after performing marriage to each other with mutual consent, both the petitioners have filed the present petition apprehending danger to their lives and liberty at the hands of respondents No.4 to 6. However, now the respondents No.4 to 6 are agree with their marriage and there is neither any apprehension of danger to the lives and liberty to the petitioners nor they want any police protection. Therefore, no action is required to be taken regarding the present petition. Hence, the present petition is rendered as infructuous and the same deserves to be dismissed.”*

3. Perusal of the above extract reveals that as on today, there is no threat to the petitioners at the hands of respondents no. 4 to 6.

4. In view of the above, the present petition stands disposed off. However, it is made clear that in case the occasion so arises, petitioners would be at liberty to take recourse to the remedy available under law.

08.08.2023

VS

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/ reasoned : Yes/No

Whether reportable : Yes/No