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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRWP-5987-2023

Date of decision: 15.06.2023

Shalini and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE VINOD S. BHARDWAJ

Present: Mr. Kapil Khanna, Advocate
for the petitioners.

Mr. Charanpreet Singh, AAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. The petitioners namely Shalini and Pankaj Kumar have approached this Court under Article 226 of the Constitution of India for seeking protection of their life and personal liberty from private respondents No.4 to 8.

2. The contention of the petitioners is that they are major, aged 23 years and 22 years respectively. In support thereof, copy of the Aadhar Cards pertaining to the petitioners have been appended. The petitioners further contend that they have performed marriage against the wishes of their parents. The marriage of the petitioners was solemnized on 12.06.2023 at Gurudwara Guru Nanak Niwas Sahib, Village Karor Kalan, Tehsil Kharar, District Mohali according to Sikh rites and ceremonies. A copy of marriage certificate (Annexure P-3) has also been appended. The petitioners apprehend threat to their lives and claim that there is a constant danger of being implicated in a false case.

3. Notice of motion.

4. Pursuant to supply of advance copy, Mr. Charanpreet Singh, AAG, Punjab, who is present in the Court, accepts notice on behalf of the respondents No.1 to 3.

5. The father and mother of petitioner No.1-Shalini have appeared

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in person in the Court today and suffered their statement that they have no objection against the marriage of the petitioner No. 1 with the petitioner No. 2 and they further stated that they will not interfere in the lives and liberty of the petitioners. A copy of the statement made by the father and mother of the petitioners no. 1 is taken on record.

6. Learned counsel for the petitioners states that a representation dated 12.06.2023 (Annexure P-4) has also been submitted by the petitioners to the respondent No.2- Sr. Superintendent of Police, Hoshiarpur.

7. Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

8. Without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with the directions to respondent No.2- Sr. Superintendent of Police, Hoshiarpur to look into the grievances of the petitioners as set out in the petition and also expressed in the representation dated 12.06.2023 (Annexure P-4) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances. He is further directed to look into the matter after affording opportunity of hearing to all the concerned parties.

9. However, it is clarified that in case any criminal case has been/is registered against the petitioners nothing in this order shall be construed as a bar for taking appropriate action by the police authorities in respect thereof in accordance with law.

10. The Registry is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.2- Sr. Superintendent of Police, Hoshiarpur, for requisite compliance.

11. The petition is disposed of.

12. All other misc. application(s), if any, also stand(s) disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

15.06.2023

Harish Kumar