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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-6987-2023

Date of Decision: 17.07.2023

Vandana Rani and another

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Ashutosh Pandey, Advocate for
Mr. Rahul Rana, Advocate,
for the petitioners.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present petition has been filed under Article 226/227 of the Constitution of India praying for issuance of a writ in the nature of mandamus directing the respondent Nos.2 and 3 to protect the life and liberty of the petitioners from the hands of the private respondents.

2. Learned counsel for the petitioners has submitted that both the petitioners are major and petitioner No.1 is a girl of the age of 21 years and petitioner No.2 is a boy of the age of 27 years, regarding which Aadhar Cards of them have also been attached as Annexure P-1 & P-2, respectively. He further submitted that the petitioners with their own consent have married with each other regarding which, Marriage Certificate and photographs have also been attached as Annexure P-3 & P-4, respectively and submitted that now there is a threat to the life and liberty of the petitioners at the hands of respondent Nos.4 to 6, since they are not agreeing with their marriage. He also

submitted that once the petitioners have attained the age of majority then they have right to marry on their own will.

3. Notice of motion.

4. Mr. Sarabjit Singh Cheema, DAG, Punjab accepts notice on behalf of respondent Nos.1 to 3.

5. At this stage, Ms. Sunita Nambir, Advocate has caused appearance and filed Memorandum of Appearance on behalf of respondent Nos.4 & 5, who are stated to be father and mother of petitioner No.1 and has stated that respondent Nos.4 & 5 have neither caused any threat to the petitioners nor they will cause threat to them in future. She further submitted that it is correct that both the petitioners are major and the age of petitioner No.1 is 21 years. She has however submitted that some directions may be issued to petitioner No.2 to permit the respondent Nos.4 & 5 to meet their daughter.

6. I have heard the learned counsels for the parties.

7. The prayer in the present petition is for grant of protection to the life and liberty of the petitioners, who had already attained the age of majority. Petitioner No.1, who is a girl, is of the age of 21 years and petitioner No.2, who is a boy, is of the age of 27 years. Respondent Nos.4 & 5, who are stated to be parents of petitioner No.1, have stated through their counsel that they will not cause any threat to the petitioners.

8. In view of the above, the present petition is disposed of. In case, there is any threat to the petitioners in future, then they can move any appropriate application to the concerned Police and in case they file any such representation then the same shall be considered by the police strictly in accordance with law. It is made clear that any observations made in this order

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shall not be treated as a stamp of this Court regarding validity of the marriage of the petitioners.

9. So far as the prayer made by respondent Nos.4 & 5 with regard to seeking directions to the petitioners to permit them to meet petitioner No.1 is concerned, the same is not the subject matter of the present petition since the scope of the present petition is only to the extent of grant of protection to the life and liberty of the petitioners and therefore, no such relief can be granted to respondent Nos.4 & 5.

17.07.2023

Bhumika

(JASGURPREET SINGH PURI)
JUDGE

1. Whether speaking/reasoned:	Yes/No
2. Whether reportable:	Yes/No