

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

CRWP-7404-2023

Date of decision: 28.07.2023

Sony Gandhi and another

....Petitioners.

Versus

State of Punjab and others

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Saurabh Singh, Advocate for
Vaneet Kumar Sharma, Advocate,
for the petitioners.

Ms. Swati Batra, DAG, Punjab.

.....

SANJIV BERRY, J.

This is a petition filed under Article 226 of the Constitution of India for directions to respondents No. 2 and 3 to protect the lives and liberty of the petitioners at the hands of private respondents No. 4 and 5.

2. Learned counsel for the petitioners submits that the petitioners, both major, have solemnized their marriage on 24.07.2023 according to Sikh rites and ceremonies. He refers to the marriage certificate and the photographs dated 24.07.2023 (Annexures P-4 ad P-5).

He also refers to the Aadhar Cards (Annexures P-1 and P-2) of the

petitioners to show that the petitioners are major.

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3. Learned counsel for the petitioners further submits that the private respondents No. 4 and 5 are not accepting the marriage of the petitioners and they apprehend danger to their lives and liberty from the said respondents and in this regard they have already moved a representation dated 24.07.2023 (Annexure P-6) before respondent No. 2-The Senior Superintendent of Police, District Fazilka.

4. Notice of motion.

5. On the asking of the Court, Ms. Swati Batra, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent.

6. Without commenting on the validity of the marriage of the petitioners, the petition is disposed of with the direction to respondent No. 2- the Senior Superintendent of Police, District Fazilka, to consider the representation dated 24.07.2023 (Annexure P-6), keeping in view the facts and circumstances of the case, and if so warranted, take action, to ensure protection to the lives and liberty of the petitioners, strictly in accordance with law.

7. This order is not to be construed as any opinion with regard to the age of the petitioners or factum or validity of their marriage in any civil or criminal proceedings nor the petitioners would be entitled for any

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protection against their arrest or continuance of any criminal proceedings,
if otherwise, found to be involved in commission of any cognizable
offence(s).

(SANJIV BERRY)
JUDGE

28.07.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |