

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8660-2023

Date of Decision: 02.09.2023

AABHA AND ANOTHER

...Petitioners

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Ms. Mandeep Kaur, Advocate for
Mr. Virender Singh, Advocate
for the petitioners.

SANJIV BERRY, J. (Oral)

This is a petition filed under Article 226 of the Constitution of India for directions to respondent Nos. 2 and 3 to protect the life and liberty of the petitioners at the hands of private respondent Nos. 4 to 8.

2. Learned counsel for the petitioners submits that the petitioners, both major, have solemnized their marriage on 27.08.2023 according to Hindu rites and rituals. He also refers to the marriage certificate dated 27.08.2023 (Annexure P-3). He also referred to the Aadhar Cards (Annexures P-1 and P-2) of the petitioners to show that the petitioners are major.

3. Learned counsel for the petitioners further submits that the private respondent Nos. 4 to 8 are not accepting the marriage of the petitioners and they apprehend danger to their life and liberty from the

private respondents and in this regard they have already moved a representation dated 29.08.2023 (Annexure P-5) before respondent No. 2 -Senior Superintendent of Police, District Faridkot, Punjab.

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-respondents.

6. Without commenting on the validity of the marriage, the petition is disposed of with the direction to respondent No. 2 -Senior Superintendent of Police, District Faridkot, Punjab, to consider the representation dated 29.08.2023 (Annexure P-5) keeping in view the facts and circumstances of the case and if so warranted, take action, to ensure protection to the life 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 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)

02.09.2023

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