

KAMLESH AND ANOTHER

....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Ravi Singh, Advocate
for the petitioners.

VIKAS SURI, J. (ORAL)

This is a petition under Article 226 of the Constitution of India seeking protection of life and liberty of the petitioners, who are residing under live-in-relationship and claim themselves to be major.

It is pleaded that petitioner No.1 is married to respondent No.4 but on account of matrimonial discord, has been living at her parents' house for the last about 5-6 years. Petitioner No.1 is also mother of two minor children i.e. one boy and a girl, who are residing with and being looking after by respondent No.4. The petitioners are known to each other for about last three years and are now residing in a live-in-relationship against the liking of the private respondents. Apprehending physical assault and bodily harm at the hands of respondent Nos.4 to 8, representation dated 11.09.2023 (Annexure P-3) was made to Superintendent of Police, Ambala-respondent No.2, but to no avail.

Notice of motion to respondent Nos.1 to 3 only at this stage.

Mr. Sanish Girdhar, AAG, Punjab, accepts notice on behalf of the respondent Nos.1 to 3-State and waives service.

Learned State counsel states that the representation is shown to have been sent on 11.09.2023 after office hours and the same would be considered and disposed of in accordance with law.

Heard learned counsel for the parties.

Without expressing any opinion on the merits of the matter or commenting thereon and in particular the legality of alleged marriage, the present petition is disposed of with a direction to the Senior Superintendent of Police, Ambala-respondent No.2, to consider the aforesaid representation dated 11.09.2023 (Annexure P-3) and in case there is any threat perception to the petitioners from the side of the private respondents, to act in accordance with law and if need be, to provide them interim protection.

It is made clear that this order shall not be taken to validate the alleged relationship between the petitioners or protect them from legal action for violation of law, if any, committed by them.

September 15, 2023
Sangeeta

(VIKAS SURI)
JUDGE

Whether reasoned/speaking: *Yes/No*

Whether reportable: *Yes/No*