

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

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CRWP-12378-2022.

Date of Decision: 03.01.2023

CHARU AND ANR.

... Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

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

Present : Mr. Sahil Chaudhary, Advocate for the petitioners.

Mr. Vivek Saini, Addl. A.G., Haryana.

VINOD S. BHARDWAJ. J. (ORAL)

The petitioners namely Charu and Sachin 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 and 5.

The contention of the petitioners is that they are major, aged 23 years and 25 years respectively. In support thereof, copy of the Aadhaar 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 28.12.2022 at Prachin Pashupati Nath Shiv Mandir Society, Booth No.228, MDC, Sector 4, Panchkula, according to Hindu 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.

Notice of motion restricted to respondent Nos.1 to 3 only.

Mr. Vivek Saini, Addl. A.G., Haryana, who is present in the Court, accepts notice on behalf of the respondents No.1 to 3.

Learned counsel for the petitioners states that a representation dated 29.12.2022 (Annexure P-5) has also been submitted by the petitioners to the respondent No.2- Superintendent of Police, Yamuna Nagar.

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

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- Superintendent of Police, Yamuna Nagar to look into the grievances of the petitioners as set out in the petition and also expressed in the representation dated 29.12.2022 (Annexure P-5) 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.

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.

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- Superintendent of Police, Yamuna Nagar, for requisite compliance.

The petition is disposed of.

January, 03, 2023
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No