

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

139 CRWP-11767-2023 (O&M)
Date of decision: 06.12.2023

Sanjana Kumari and another
Versus
State of Punjab and others
...Petitioners
...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. G.S. Bhinder, Advocate for
Mr. S.K. Choudhary, Advocate for the petitioners.

VIKAS SURI, J. (Oral)

1. Through this petition under Article 226 of the Constitution of India, the petitioners namely Sanjana Kumari and Rohit Kumar have approached this Court seeking protection of life and liberty at the hands of private respondent Nos.4 to 8.
2. It is pleaded that petitioner No.1 is aged 19 years and petitioner No.2 is aged more than 20 years. In support thereof, copy of Aadhaar cards pertaining to the petitioners have been appended as Annexures P-1 and P-3. Both the petitioners have decided to live together in a live-in relationship. The petitioners apprehend threat to their lives and claim that there is a constant danger of being implicated in a false case.
3. Notice of motion restricted to respondents No.1 to 3 only.

4. Mr. Hakam Singh, AAG, Punjab, accepts notice on behalf of the respondent Nos.1 to 3 and waives service.

5. Learned counsel for the petitioners states that representation dated 30.11.2023 (Annexure P-5) has also been submitted by the petitioners to respondent No.2-Senior Superintendent of Police, Pathankot but to no avail.

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

7. Accordingly, without commenting on the merits of the case and considering the rights of an adult to elect a place of his/her choice to stay, the petition is disposed of with the directions to respondent No.2 – Senior Superintendent of Police, Pathankot to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-5) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances. This order shall not be taken to validate the alleged relationship.

8. 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.

9. Disposed of.

December 06, 2023
sumit.k

(VIKAS SURI)
JUDGE

Whether speaking/reasoned :

Yes / No

Whether Reportable :

Yes / No