

CRWP-12448-2023

122

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-12448-2023 (O & M)

Date of decision: 22.12.2023

Yashika and anr.

..... Petitioners

V/s

State of Haryana and ors.

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

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

JASJIT SINGH BEDI, J. (Oral)

The petitioners have approached this Court for issuance of necessary directions to respondents No.2 and 3 for protecting their lives and liberties which according to them are at stake because they are in a live-in-relationship. Petitioner No.1-Yashika claims herself to be a major. As according to the copy of the Aadhar Card (Annexure P-1), her exact date of birth is 12.09.2005 whereas petitioner No.2-Kapil Dev is a minor being the age of 17 years as according to a copy of Aadhar Card (Annexure P-2) his date of birth is 29.09.2006.

The learned counsel for the petitioners submits that a marriage is not a must for providing security to a couple in a 'live-in-relationship' because protection qua life and liberty is sacrosanct and stands at the highest pedestal. He has also placed reliance upon orders passed by the co-ordinate Bench of this Court in '*Sarahjeet Kaur and another versus State of Punjab and others*' in CRWP-102-2022 decided on

CRWP-12448-2023
122

others’ in CRWP-8088-2021 decided on 26.08.2021 and ‘*Bharti and Another versus State of U.T., Chandigarh & others, CRWP-9470-2020, decided on 19.11.2020’.*

Notice of motion to respondents No. 1 to 3.

On the asking of the Court, Mr. Ravish Kaushik, Addl.AG, Haryana, accepts notice on behalf of the official respondents. Since no order prejudicial to the interest of the parties is being passed, therefore, there is no necessity of inviting any response.

At this stage, without expressing any opinion on the merits of the case, as well as on the age and nature of the relationship between the petitioners, I deem it appropriate to direct respondent No. 2- Superintendent of Police, District Yamuna Nagar, to look into the matter and pass an appropriate order in the representation allegedly filed by the petitioners before him on 18.12.2023 (Annexure P-3). It would be appreciated if necessary orders are passed within one month from the date of receipt of copy of this order.

However, if the petitioners are found to have been involved in any other case then this order shall not preclude the competent authority from taking lawful action against the petitioners.

Disposed of.

December 22, 2023
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

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