

CRWP No.12535 of 2023

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRWP No.12535 of 2023

Date of decision : 27.12.2023

Karmjit Kaur and Anr

....Petitioners

Versus

State of Punjab and Ors

....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. P.S. Walia, Advocate for the petitioners.

RAJESH BHARDWAJ, J. (ORAL)

Learned counsel for the petitioners has submitted that inadvertently in the memo of parties, respondent No.2-Senior Superintendent of Police, District Barnala, has been written whereas it should have been Senior Superintendent of Police, District Tarn Taran. He prays for allowing him to file amended memo of parties by mentioning respondent No.2 as Senior Superintendent of Police, District Tarn Taran.

Allowed to do so.

Amended memo of parties be filed during the course of the day.

Present petition has been filed under Article 226 of the Constitution of India for directing respondents no.2 and 3 to protect the life and liberty of the petitioners from the hands of respondents no.4 and 5.

Learned counsel for the petitioners states that both the petitioners are major and have married against the wishes of respondents no.4 and 5 and have sought protection of their life and liberty. He has submitted that this is their first

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marriage and they apprehend danger from respondents no.4 and 5. Their marriage certificate and photographs evidencing their marriage are on record as Annexures P-3 and P-4 respectively. The petitioners have submitted a representation dated 21.12.2023 (Annexure P-5) to Senior Superintendent of Police, District Tarn Taran-respondent no.2.

Notice of motion to official respondents no.1 to 3-State only.

On the asking of the Court, Mr. Siddharth Attri, A.A.G, Punjab, accepts notice on behalf of the official respondents.

Without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the petition with a direction to respondent no.2-Senior Superintendent of Police, District Tarn Taran, to decide the representation (Annexure P-5) filed by the petitioners and grant them protection, if any threat to their life and liberty is perceived. It is clarified that this order shall not be taken to grant immunity to the petitioners from legal action for violation of law, if any, committed by them. This order would not be understood having expressed any opinion whatsoever by this Court on the validity of the marriage of the petitioners.

Disposed of

27.12.2023

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(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable : No