

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

**Criminal Writ Petition No. 1304 of 2024 (O&M)
Date of Decision: 13.02.2024**

Jasmer and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Sachin Kalia, Advocate
for the petitioners.

HARKESH MANUJA, J. (ORAL)

Present criminal writ petition under Article 226 of the Constitution of India has been filed by the petitioners praying for protection to their life and liberty, in view of the marriage solemnized by them against the wishes of respondent Nos. 4 to 9.

[2] Upon advance notice, Mr. Davinder Bir Singh, Senior Deputy Advocate General, Punjab, appears on behalf of respondent Nos. 1 to 3. Requisite copies of the petition have already been supplied to him by the learned counsel for the petitioners.

[3] Paper-book reveals that marriage of petitioner Nos. 1 & 2 was solemnized on 26.01.2024 and petitioner No. 2 (Meena Devi) has obtained the decree of divorce dated 14.12.2023 under Section 13-B of Hindu Marriage Act. The documents annexed by the petitioners with the petition including their Aadhar Cards (Annexures P-2 and P-3) show that both are major and duly identified by their counsel, but apprehending danger to their life and liberty at the hands of respondent Nos. 4 to 9.

[4] Apprehending threat to their life and liberty, petitioners have already approached respondent No. 2 by way of representation dated 29.01.2024 (Annexure P-1).

[5] Accordingly, the present petition is **disposed off**, with a direction to respondent No. 2-Senior Superintendent of Police, SAS Nagar, Mohali, to look into the representation dated 29.01.2024 and in case he finds any threat perception to the petitioners, appropriate steps be taken to protect their life and liberty and also ensure that no harm is caused to the petitioners by forcibly taking them in custody on the allegations that petitioner No. 2 has been kidnapped, abducted or raped by petitioner No. 1.

[6] However, it is made clear that this order may not be construed as expression of an opinion on legality and validity of the marriage of the petitioners.

[7] In case any criminal case is pending against petitioner No. 1, this order shall not be any hindrance for the Investigating Agency to proceed in accordance with law.

[8] Pending applications(s), if any, shall also stand disposed off.

February 13, 2024
'dk kamra'

(HARKESH MANUJA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No