

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

115

CRWP-1382-2024
Date of decision: 14.02.2024

KIRANDEEP KAUR AND ANOTHER

....Petitioners

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

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

KULDEEP TIWARI. J.(Oral)

1. The instant petition has been filed under Article 226 of the Constitution of India for issuance of directions to the official respondents to protect the lives and liberty of the petitioners and to restrain the private respondents not to harass or interfere in their peaceful married life.
2. Learned counsel for the petitioners submits that both the petitioners are major and this is their first marriage. Learned counsel for the petitioners further submits that both the petitioners are married. The date of birth of petitioner no. 1 was born in the year 2001, and thus she has completed 23 years of age and the date of birth of petitioner no. 2 is 01.02.2002 and that he is now 22 years of age. To substantiate this submission, learned counsel for the petitioners placed reliance upon copies of Aadhar Cards attached with the petition as Annexures P/1 and P/2. He further submits that both the petitioners have solemnized marriage against the wishes of private respondents on 08.02.2024 and now they are apprehending threat to their lives and liberty at the hands of private respondents.

He further submits that the petitioners have submitted a representation dated 12.02.2024 (Annexure P/5) to the official respondents but no action has been taken on the same.

3. Notice of motion.
4. On asking of the Court, Mr. Akshay Kumar, AAG, Punjab accepts notice on behalf of respondents no. 1 to 3.
5. In view of the above, without examining the question of legality and validity of the marriage and expressing any opinion thereon, the petition is disposed of with a direction to respondent no.2 – Senior Superintendent of Police, District Hoshiarpur to look into the representation dated 12.02.2024 (Annexure P/5) qua threat perception and if there is any substance in it, to take necessary steps in accordance with law, to ensure that the lives and liberty of the petitioners are not jeopardized at the hands of private respondents.
6. However, this direction will not validate the marriage as claimed by the petitioners and will have no effect on any civil or criminal action, which could be initiated in the matter in accordance with law.
7. Petition stands disposed of accordingly.

14.02.2024
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No