

2024:PHHC:029364

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

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CRWP-1981-2024
Date of Decision : **March 01, 2024**

DALJIT KAUR AND ANOTHER

.....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. K.S.Toor, Advocate for
Mr. Kuldeep Singh, Advocate for the petitioners.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition, as filed under Article 226 of the Constitution of India, the petitioners have sought issuance of directions upon the respondents No.2 and 3, to ensure protection of their lives and liberty at the hands of private respondents concerned, and, also to restrain the said private respondents from harassing the petitioners or interfering in their married life.
2. This is first marriage of petitioner No.1, whereas, petitioner No.2 was earlier married, but has now taken divorce, the decree of divorce is annexed as Annexure P-6, and now both the petitioners have solemnized marriage with each other with their own free consent on 8.2.2024.
3. The learned counsel for the petitioners states that since both the petitioners have attained the minimum age, as prescribed by statute, for solemnizing marriage, therefore, they have lawfully solemnized their marriage, however, it has caused grievance to the private respondents

concerned. Such grievance of the private respondents concerned has made them apprehensive of danger to their lives and liberty and resultantly, it has constrained them to approach this Court, to seek protection of their lives and liberty. The photographs evidencing marriage of the petitioners and their marriage certificate are available on record respectively as Annexure P-4. The petitioners have also submitted a representation dated 24.2.2024 (Annexure P-5) to the respondent no.2.

4. Notice of motion to the official respondent(s) only.

5. On the asking of the Court, Mr. Digvijay Nagpal, AAG, Punjab, accepts notice on behalf of the official respondent(s).

6. Without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, the instant petition is disposed of with a direction to respondent no.2-Superintendent of Police, District Jalandhar, to decide the representation (Annexure P-5) of the petitioners and grant them protection, if any threat to their lives 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 shall not be understood to have expressed any opinion whatsoever by this Court on the validity of the marriage of the petitioners.

6. Disposed of accordingly.

March 01, 2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No