

2024:PHHC:040763

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

128

CRWP-2627-2024
Date of Decision : March 21, 2024

NEETU KAUR AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Y.K.Aneja, 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. Petitioner No.1, who was earlier married to Salim Khan, who is now stated to be dead and the death certificate of the same is attached as Anenxure P-1. After the death of her husband, petitioner No.1 has now solemnized the marriage with petitioner No.2.

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 Annexures P-4 and P-5. The petitioners have also submitted a representation dated 15.3.2024 (Annexure P-6) to the respondent no.2.

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

5. On the asking of the Court, Mr. Bhupender Singh, DAG, Haryana, 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, Sirsa, to decide the representation (Annexure P-6) 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.

7. Disposed of accordingly.

(KULDEEP TIWARI)
JUDGE

March 21, 2024
ajay-1

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