

CRWP-3438-2024

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

(118)

CRWP-3438-2024

Date of Decision:-19.04.2024

Rathod Priyanka and Anr.

.....Petitioners

Versus

State of Punjab and Ors.

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Manoj R. Sharma, Advocate for the petitioners.

ALOK JAIN, J. (Oral)

1. The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the official respondents to protect the life and liberty of the petitioners, who got married on 12.04.2024 (Annexure P-3) at the hands of private respondents.

2. Notice of motion to the official respondents.

3. Mr. Siddharth Atttri, AAG, Punjab, accepts notice on behalf of the official respondents.

4. Considering the nature of the order being passed, there is no necessity to serve the private respondent(s) or to seek a reply from any one of the respondents.

5. The petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Hosiarpur to take into consideration the request of the petitioners made vide representation dated 12.04.2024 (Annexure P-4) and take appropriate action, in accordance with law.

6. This petition is being considered only for the purpose of protection of life and liberty of the petitioners and the filing, pendency or the orders passed by this Court in this petition shall neither be construed as any stamp of the Court qua the relationship/marriage of the petitioners nor shall be relied upon by any authority in any proceedings initiated against them under any other provision of law.

7. This order shall not operate as an alibi or defence to any proceedings which might be pending or may arise against the petitioners. Although, the State is duty bound to protect its citizens and only with the said motive, the present order/directions have been passed.
8. It is made clear to the petitioners that, in case, any averment made in this petition or in the representation dated 12.04.2024 (Annexure P-4) is found to be incorrect, the State authorities are directed to take appropriate action, in accordance with law.
9. However, since this petition is being disposed of in *limine*, therefore, copy of the complete paper book be sent through registered post to respondent Nos.4 and 5 as there is serious doubt with regard to their being even aware of the act and conduct of petitioner No.1.
10. It is also made clear that, in case, there is any criminal record of the petitioners, the present order shall not be an alibi or an impediment against the authorities to proceed in accordance with law and the above order is subject to cross verification of the credentials of the petitioners and cogent proof to be submitted by the petitioners before the authorities considering their representation.

(ALOK JAIN)
JUDGE

April 19, 2024.

Manju

Whether speaking/reasoned:-
Whether Reportable:-

Yes/No
Yes/No