

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CRWP-3490-2024
Date of Decision: 20.04.2024

NENCY AND ANR

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Mr. Jasbir Singh Mohri, Advocate for the petitioners.

Mr. Tanuj Sharma, AAG, Haryana.

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 10.04.2024 (Annexure P-3) at the hands of private respondents.
2. Notice of motion to the official respondents.
3. Mr. Tanuj Sharma, AAG, Haryana, 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 to take into consideration the request of the petitioners made vide representation dated 15.04.2024 (Annexure P-5) 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 15.04.2024 (Annexure P-5) 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 for which cogent proof shall be submitted by the petitioners before the authorities considering their representation.

April 20, 2024
Parul

(ALOK JAIN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No