

CRWP-4033-2024
(115)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-4033-2024 (O & M)
Date of decision :03.05.2024

Manisha Priya Darshani and anr.

... Petitioner(s)

Versus

State of Punjab and ors.

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Vinay Gaur, Advocate,
for the petitioner(s).

JASJIT SINGH BEDI, J. (ORAL)

The learned counsel for the petitioner submits that inadvertently, 'State of Haryana' has been mentioned instead of 'State of Punjab' as respondent No.1 in the memo of parties of the present petition.

On the oral request made by the learned counsel for the petitioner, let 'State of Punjab' be read as respondent No.1 instead of 'State of Haryana'.

The Registry is directed to carry out the necessary corrections, if any.

The learned counsel for the petitioners submits that this is the first marriage of petitioner No.1/Manisha Priya Darshani and second marriage of the petitioner No.2/Gurpreet Singh as he had earlier solemnized a marriage and obtained a decree of divorce vide order dated 09.08.2023 (Annexure P-5) passed by the Additional Principal Judge,

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Family Court, Ludhiana between the petitioners. A girl child born out of the said wedlock is residing with petitioner No.2.

The petitioners have prayed for the issuance of necessary directions to the official respondents for protecting their civil/personal rights and liberties from being invaded by the private respondents. The petitioners are alleged to have solemnized marriage on 29.04.2024 (Annexure P-3) on attaining the age of majority. They feel reasonable apprehension and a threat perception at the hands of the private respondents and pray that their personal/civil rights be not violated by them.

Precisely, in the context of the aforesaid relief, the petitioners have approached the Senior Superintendent of Police, Ludhiana, District Ludhiana-respondent No.2 by way of a representation dated 29.04.2024 (Annexure P-6).

Notice of motion to respondent Nos.1 to 3.

On the asking of the Court, Mr. Harkanwar Jeet Singh, AAG, Punjab, accepts notice on behalf of respondent Nos.1 to 3.

At this stage, without expressing any opinion as to the validity of the marriage and majority of the petitioners, it would be just and appropriate to direct respondent No.2 to look into the grievance of the petitioners and pass an appropriate order on merits in accordance with law. Respondent No.2 would pass necessary order without being influenced by any pleadings made in the petition. It would be appreciated if the needful is done within a period of one month from the date of receipt of a certified copy of this order.

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However, it is made clear that this order shall not debar the official respondents from proceeding against any of the parties, if they are involved in any other case.

The petition stands disposed of accordingly.

**(JASJIT SINGH BEDI)
JUDGE**

May 03, 2024
sukhpreet

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No