



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

CRWP-5043-2024

Date of Decision : 29.05. 2024

DARSHAN KAUR AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Harsimran Singh Sidhu, Advocate,
for the petitioners.

Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI, J.(Oral)

1. The instant petition has been filed under Article 226 of the Constitution of India for issuance of directions to the official respondents to protect the lives and liberty of the petitioners and to restrain the private respondents from harassing the petitioners or interfering in their peaceful married life.

2. Learned counsel for the petitioners submits that petitioner no.1 is a widow, having two children from earlier marriage, have solemnized marriage with petitioner no.2, with her own choice and free will.

3. He further submits that both the petitioners have attained the minimum age of majority, as prescribed by statute, for solemnizing marriage. It is the first marriage of petitioner no.2, and second marriage of petitioner no.1, being a widow. Both are now lawfully married. However, it has caused grievance to the respondents no.4 and 5. Such grievance of the respondents No.4 and 5 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

marriage certificate of the petitioners and the photographs evidencing their marriage are available on record respectively as Annexures P-5. The petitioners have also submitted a representation dated 20.05.2024 (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, Ambala, 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.

May 29, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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