

**CRWP-6256-2024****1****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****116****CRWP-6256-2024****Date of Decision: 04.07.2024****Aarti and another****.....Petitioners*****Versus*****State of Punjab and others****.....Respondents****CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.**

Present: Ms. Ramandeep Kaur, Advocate for
Ms. Himani Kapila, Advocate for the petitioners.

GURBIR SINGH, J (ORAL)

1. The petitioners seek a writ in the nature of mandamus directing respondent Nos. 2 to 3 to protect their life and liberty at the hands of respondent Nos. 4 to 6, with a further prayer to take appropriate legal action on representation dated 01.07.2024 (Annexure P-5).

2. It is stated that petitioner No.1 is major as the date of birth of petitioner No. 1 is 16.07.2000. Petitioner No. 2 is more than 19 years old as the date of birth of petitioner No.2 is 08.03.2004 and he is not of marriageable age. The copy of Aadhar Card of both the petitioners are annexed as Annexure P-1 and P-2.

3. Both the petitioners are unmarried. Petitioner No.1 is doing private job and petitioner No.2 is doing the work of Carpenter and having his own house which is owned by his father. Petitioner No. 2 is not of marriageable age and and want to perform marriage after attaining marriageable age so they have decided to live together in live-in-



relationship.

4. The private respondent Nos. 04 to 06 is against the relationship of petitioners and harassing the petitioners and threatened the petitioners to face the dire consequences.

5. The learned counsel for the petitioners has also submitted that a marriage is not a must for providing security to a couple in a 'live-in relationship' because protection *qua* life and liberty is sacrosanct and stands at the highest pedestal. He has also placed reliance upon orders passed by the co-ordinate Bench of this Court in '***Sarabjeet Kaur and another versus State of Punjab and others***' in CRWP-102-2022 decided on 07.01.2022 and '***Goutam Kumar and another versus State of Punjab and others***' in CRWP-8088-2021 decided on 26.08.2021.

6. Notice of motion to respondents No. 1 to 3.

7. On asking of the Court, Ms. Manjot Kaur, AAG, Punjab appears and accepts notice on behalf of the official respondents No.1 to 3. Since no order prejudicial to the interest of the parties is being passed, therefore, there is no necessity of inviting any response.

8. At this stage, without expressing any opinion on the merits of the case, as well as on the age and nature of the relationship between the petitioner No.1 and petitioner No.2, I deem it appropriate to direct respondent No. 2- Senior Superintendent of Police, Gurdaspur, District Gurdaspur to look into the matter and pass an appropriate order in the representation allegedly filed by the petitioners before him on 01.07.2024. It would be appreciated if necessary orders are passed within one month from the date of receipt of copy of this order. Till then, protect the life and liberty



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of the petitioners.

9. However, if the petitioners is found to have been involved in any other case then this order shall not preclude the competent authority from taking lawful action against the petitioners.

10. Disposed of.

04.07.2024
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(GURBIR SINGH)
JUDGE

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