



CRWP-7196-2024

-1-

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

CRWP-7196-2024

Date of Decision: 29.07.2024

Nirmla Rani and another

..... Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Karan Monga, Advocate, for the petitioners.

Rajesh Bhardwaj, J. (ORAL)

1. The present petition has been filed under Article 226 of Constitution of India for issuance of direction to respondents No.2 and 3 for protecting the life and liberty of the petitioners, which is in danger at the instance of respondents No.4 and 5 and not to interfere in the life of present petitioners.

2. Learned counsel for the petitioners has submitted that though petitioner No.1 is mother of one child, however, due to strained relationship with her husband, she was thrown out of the matrimonial home alongwith the child. He submits that divorce petition under Section 13-A of the Hindu Marriage Act, 1955, has already been filed before the Family Court, Jalalabad, which is pending adjudication. He submits that now both the petitioners are living in live-in relationship and the parents of petitioner No.2 have also agreed to their relationship. He further submits that as the divorce petition filed by petitioner No.1 is pending and petitioner No.2 is not of marriageable age, they cannot marry. He submits that the petitioners apprehend danger from respondents no.4 and 5. The petitioners have submitted a representation dated 15.07.2024 (Annexure P-4) to respondent



no.2 for granting protection to their life and liberty.

- 3. Notice of motion to the official respondents only.
- 4. Mr. Tarun Aggarwal, Sr. DAG, Punjab, accepts notice on behalf of the State.
- 5. Without entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of the petition with a direction to respondent no.2- Senior Superintendent of Police, Fazilka, to decide the representation (Annexure P-4) of the petitioners and grant them protection, if any threat to their life and liberty is perceived.
- 6. 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 would not be understood having expressed any opinion whatsoever by this Court on the validity of their live-in relationship.
- 7. Disposed of.

29.07.2024			(RAJESH BHARDWAJ)
sharmila			JUDGE
	Whether Speaking/Reasoned	:	Yes/No
	Whether Reportable	:	Yes/No