

**CRWP-7183-2024****-1-**

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

113**CRWP-7183-2024**

Date of Decision:- 29.07.2024

Aarti and Anr.

....Petitioners

Vs.

State of UT, Chandigarh and Ors.

...Respondents

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Dheeraj K.Sharmal, Advocate for petitioners.

Mr. Amit Kumar Goyal, APP, UT, Chandigarh and
Ms. Simsi Dhir Malhotra, APP, UT, Chandigarh.

AMARJOT BHATTI, J.

1. Petitioners Aarti and Rupesh Kumar have filed present petition under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondents No. 2 and 3 to protect life and liberty of petitioners from the hands of respondents No.4 to 6.

2. It is submitted that both petitioners are major. Petitioner No.1 is aged about 27 years, copy of her Aadhar Card is Annexure P-1. Petitioner No. 2 is aged about 25 years, copy of his Aadhar Card is Annexure P-2. They had performed marriage on 20.07.2024. Copy of Certificate of Marriage is Annexure P-3 and marriage photographs are Annexure P-4. Petitioners also moved representation to Senior Superintendent of Police, Chandigarh and Station House Officer, Police Station Maloya, which is Annexure P-5. Petitioners had performed marriage without consent and wishes of parents of petitioner No.1. Respondents No.4 to 6 are parents/family members of petitioner No.1 from whom, petitioners are

**CRWP-7183-2024****-2-**

receiving threats.

3. Notice of motion.

4. On asking of this Court, Mr. Amit Kumar Goyal, APP, UT, Chandigarh and Ms. Simsi Dhir Malhotra, APP, UT, Chandigarh accepts notice on behalf of State. Complete copy of paperbook along with supporting documents is already supplied.

5. Considering nature of litigation, no purpose would be served by serving notice to private respondents.

6. I have considered the facts narrated in petition, according to which both petitioners are major and they have performed marriage against wishes of family of petitioner No. 1, as a result they are apprehending threats from the hands of respondents No. 4 to 6. It is duty of police to protect life and liberty of petitioners. Therefore, respondents No. 2 & 3 are directed to consider representation of petitioners dated 20.07.2024 (Annexure P-5) and protect life and liberty of petitioners from the hands of respondents No. 4 to 6, considering threat perception with further direction to maintain their privacy and dignity.

7. Aforesaid protection order will have no bearing on legality and validity of marriage and it will not protect them in case there is any violation of law or pending legal proceedings.

8. Petition is accordingly disposed of.

9. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

29.07.2024*Sunil Devi***(AMARJOT BHATTI)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No