IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-7641-2024
Date of Decision: 08.08.2024

Manisha Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:-. Mr. Manna Singh, Advocate
for the petitioners.

*****

KIRTI SINGH, J.(Oral)

This petition has been filed for seeking a direction to the official respondents to protect the life and liberty of the petitioners from the hands of private respondents (arrayed in the petition) as they have solemnized marriage against the wishes of the family members.

2. Learned counsel for the petitioners submits that the petitioners have married against the wishes of respondents No.4 to 9. He further submits that they are major and solemnized marriage on 04.08.2024. They have placed on record copies of Aadhar cards (Annexures P-1 and P-3) to substantiate their claim. The petitioners have also submitted a representation dated 05.08.2024 (Annexure P-7) to respondent No.2.

3. Notice of motion to the official respondents only.

4. Mr. R.S. Thind, DAG Punjab, who is present in Court, accepts notice for the official respondents. Counsel for the petitioners is directed to supply a

REENA
2024.08.08 06:02
I attest to the accuracy and
integrity of this document
Chandigarh

copy of complete paper book to the counsel appearing for the State during the course of the day.

5. It goes without saying that the protection of life and liberty is a fundamental right emanating out of Article 21 of the Constitution of India and the scope of the present petition is only regarding protection of life and liberty of the petitioners.

6. Without commenting on the validity of the marriage allegedly performed by the petitioners and entering upon an exercise to evaluate the evidentiary value of the documents placed on the file, I dispose of this petition with direction to respondent No.2 to decide the representation of the petitioners (Annexure P-7) within a period of two weeks from the date of receipt of a certified copy of this order and grant them protection, if there is any threat to their life and liberty.

7. However, it is made clear that this order may not be construed as expression of an opinion on legality and validity of the marriage of the petitioners.

8. In case any criminal case is pending against petitioner No.2, this order shall not be any hindrance for the Investigating agency to proceed according to law.

(KIRTI SINGH)
JUDGE

08.08.2024
reena

Whether speaking/reasoned Yes/No
Whether reportable Yes/No

REENA
2024.08.08 06:02
I attest to the accuracy and
integrity of this document
Chandigarh