



CRWP-7648-2024

- 1-

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

128

CRWP-7648-2024

Date of decision: 08.08.2024

Harpreet Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:- Mr. G.P.S. Ghuman, 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 states that both the petitioners are major and have married against the wishes of respondents No.7 to 12 and have sought protection to their life and liberty. They apprehend danger at the hands of respondents No.7 to 12. The certificate and photographs evidencing their marriage are on record as Annexures P-3 and P-4, respectively. The petitioners have submitted a representation dated 18.07.2024 (Annexure P-8) to respondent No. 4-Senior Superintendent of Police, Shri Fatehgarh Sahib.

3. He further submits that petitioner had earlier approached this Court to protect their life and liberty by way of filing CRWP-6431-2024, in which this Court had issued directions to protect the life and liberty of

**CRWP-7648-2024****- 2-**

the petitioner and further it was directed that respondent No.8 can interact with petitioner No.1 in the presence of respondent No.6. In compliance to the said order petitioner had reached the Police Station Mandi Gobindgarh where the petitioners were shocked with presence of respondents No.7 to 12 at the said Police Station and all the private respondents started pressurizing the petitioner No.1 to go along with them. Moreover, respondent No.6 concerned SHO had also joined the private respondents and started putting pressure upon petitioner No.1 to go along with her parents and relatives.

4. Notice of motion to the official respondents only.

5. Mr. Randhir Singh Thind, DAG, Punjab, who is present in Court, accepts notice on behalf of the official respondents and submits that the representation 18.07.2024 (Annexure P-8) will be disposed of in an expeditious manner in accordance with law. Learned counsel for the petitioners is directed to supply a copy of complete paper book to the counsel appearing for the State during the course of the day.

6. Considering the limited request made by learned counsel for the petitioners and keeping in view 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, this Court is of the opinion that ends of justice would meet if an appropriate direction is issued to the competent authority to consider and decide the aforesaid representation expeditiously.

7. Accordingly, 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



CRWP-7648-2024

- 3-

record, the present petition is disposed of with a direction to respondent No.4-Senior Superintendent of Police, District Fatehgarh Sahib, to decide the representation of the petitioners (Annexure P-8) within a period of one week 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

8. However, it is made clear that this order may not be construed as expression of an opinion with regard to the age of the petitioners and on legality and validity of the marriage of the petitioners in any civil or criminal proceedings nor the petitioners would be entitled for any protection against their arrest or continuance of any criminal proceedings against them, if otherwise, found to be involved in commission of any cognizable offence(s).

(KIRTI SINGH)
JUDGE

08.08.2024

Kapil

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