



131

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8057-2024

Date of Decision:- 22.08.2024

AJAY & ANR

....Petitioners

Vs.

UNION TERRITORY CHANDIGARH

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. K.L. Saini, Advocate for the petitioner.

Mr. Tarun Vir Singh Lehal, Addl. P.P. UT, Chandigarh.

AMARJOT BHATTI, J.

1. Petitioners Ajay and Sweety have filed present petition under Articles 226 of the Constitution of India for issuance of directions to respondent Nos.2 and 3 to protect their life and liberty from the hands of respondents No.4 to 9.

2. It is submitted that both petitioners are major. Date of birth of petitioner No.1 is 31.07.2004. Copy of his Aadhar Card is Annexure P-1. Date of birth of petitioner No.2 is 29.11.2005. Copy of her Aadhar Card is Annexure P-2. Both petitioners are residing together and want to perform marriage after attaining marriageable age. Petitioners moved representation to SP, Chandigarh as well as SHO Police Station Sector-45, Chandigarh, which is Annexure P-3. They are apprehending threats from respondent Nos.4 to 9.

3. Notice of motion.

4. On asking of this Court, Mr. Tarun Vir Singh Lehal, Addl. P.P. UT, Chandigarh accepts notice on behalf of State.

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

6. I have considered facts narrated in the petition, according to which both petitioners are major and they are residing against wishes of respondent Nos.4 to 9, as a result they are apprehending threats from the hands of said respondents. It is duty of police to protect life of petitioners. Therefore, respondent Nos.2 and 3 are directed to consider the representation of petitioners dated 19.08.2024 (Annexure P-3) and protect life of petitioners from the hands of respondent Nos.4 to 9 considering threat perception.

7. Aforesaid protection order will not protect petitioners in case there is 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.

(AMARJOT BHATTI)
JUDGE

22.08.2024

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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No