

2024.PHHC.110808



107.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8203-2024

Date of decision: 28.08.2024

Kuljit Kaur and another

.... Petitioners

Versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Ms. Mandeep Kaur, Advocate, for the petitioners.

Ms. Manjot Kaur, AAG, Punjab.

GURBIR SINGH, J. (Oral)

1. Present petition has been filed *inter alia* with a prayer for issuance of directions to official respondent Nos.2 and 3 to protect life and liberty of the petitioners at the hands of respondents No.4 to 6 not to interfere in their personal lives.

2. It has been averred that date of birth of petitioner No.1 is 01.09.2001 while date of birth of petitioner No.2 is 18.12.1999. Copies of Aadhar Cards of petitioner Nos.1 & 2 to this effect are attached as Annexures P-1 and P-2 respectively.

2.1 On asking, except Aadhar Cards, the petitioners have any other proof regarding their date of birth, learned counsel for the petitioners has produced photocopies of matriculation certificates of both the petitioners,

showing the date of birth, as stated in the petition. The photocopies of said certificates are taken on record.

3. It has been submitted that the marriage of the petitioners was solemnized on 22.08.2024. The Marriage Certificate and photographs of marriage are attached as Annexures P-3 and P-4 respectively. Private respondents No.4 to 6 had opposed to their marriage, as the petitioners had performed the marriage without their consent. Petitioner No.1-Kuljit Kaur has submitted a representation dated 22.08.2024 (Annexure P-5) to respondent No.2-Senior Superintendent of Police, Hoshiarpur, seeking protection of their lives and liberty at the hands of private respondents, but no action has been taken thereon.

4. Notice of motion to respondent Nos.1 to 3 only at this stage.

5. Ms. Manjot Kaur, AAG, Punjab has appeared in this case in pursuance of the notice of the instant petition having been sent to the respondents-State, in advance.

6. Without expressing any opinion on the merits of the case and in particular the legality of the alleged relationship, the present petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Hoshiarpur, to forthwith consider the aforesaid representation dated 22.08.2024 (Annexure P-5) made on behalf of petitioner No.1 and thereafter, take appropriate action on the same as is deemed fit in accordance with law to ensure the protection of life and liberty of the

petitioners. Till then, protect the life and liberty of the petitioners. Respondent No.2 would pass necessary order without being influenced by any pleadings made in the petition.

7. It is made clear that this order shall not be taken to validate the alleged relationship between the petitioners or protect them from legal action for violation, if any, committed by them.

(GURBIR SINGH)
JUDGE

August 28, 2024
sanjeev

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