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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8317-2024

Date of Decision:- 30.08.2024

JASPREET KAUR AND ANOTHER

....Petitioners

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Ms. Meenakshi, Advocate for petitioners.

Mr. Kewal Singh, Addl. A.G. Punjab.

Ms. Kulwinder Bhargav, Advocate for respondent
Nos.4 and 5.

AMARJOT BHATTI, J.

1. Petitioners Jaspreet Kaur and Saurav have filed criminal writ petition under Article 226/227 of Constitution of India seeking writ in the nature of mandamus for directing official respondents to protect their life and liberty from the hands of respondent Nos.4 to 7 not to harass them.

2. It is alleged that both petitioners are major and are of marriageable age. Copies of their Adhar Cards are Annexure P-1 and P-2. They have performed marriage on 26.08.2024. Photographs and certificate of marriage are Annexures P-5 and P-6. Petitioner No.1 had informed about her marriage to respondent Nos.4 to 7 but they are extending threats. They had filed representation dated 26.08.2024 (Annexure P-7) to respondent Nos.2 and 3 but no action is taken. Ultimately, present petition has been filed.

3. Notice of motion to respondent Nos.1 to 5.
4. On asking of this Court, Mr. Kewal Singh, Addl. A.G. Punjab accepts notice on behalf of State/respondent Nos.1 to 3.
5. Ms. Kulwinder Bhargav, Advocate has filed power of attorney on behalf of respondent Nos.4 and 5, who are parents of petitioner No.1.
6. Considering nature of litigation, no purpose would be served by serving notice to remaining respondents.
7. Today both petitioners, respondent No.4 - Manjit Singh father of petitioner No.1 and his sister Kulwant Kaur are present in the Court. Father of petitioner No.1 wanted to talk to his daughter. Despite counseling by the Court, petitioner No.1 refused to talk to his father. On this respondent No.4 present in the Court categorically stated that neither he nor respondent Nos.5 to 7 will have any connection with petitioner No.1 nor they will interfere in their life.
8. Under the aforesaid facts and circumstances, at present petitioners have no threat or apprehension from the hands of respondent Nos.4 to 7 and the petition filed by petitioners has rendered infructuous.
9. Considering the aforesaid facts and circumstances of the case, in case petitioners have any apprehension of threat to their life and liberty they can still approach respondent Nos.2 and 3 seeking protection, who will take appropriate steps considering threat perception.
10. Aforesaid protection order will have no bearing on the legality and validity of marriage and it will not protect them in case there is any violation of law or pending legal proceedings.

11. Petition is accordingly disposed of having rendered infructuous.

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

(AMARJOT BHATTI)
JUDGE

30.08.2024
snd

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