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

CRWP-8613-2024

Date of Decision: 05.09.2024

Kamla Devi and Another

..... Petitioners

Versus

State of Haryana and Others

..... Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Parveen Kumar, Advocate
for the petitioners.

Mr. Rupinder Singh Jhand, Addl. AG Haryana.

AMARJOT BHATTI, J.(oral)

1. Petitioners Kamla Devi and Jitender have filed present petition under Article 226 of the Constitution of India for issuance of writ in the nature of Mandamus, directing respondents No. 1 to 3 to protect life and liberty of petitioners from the hands of private respondent No. 4, who is father of petitioner No. 1.

2. It is submitted that both petitioners are major. As per Aadhaar Card of petitioner No. 1, Annexure P-1, her date of birth is 15.04.1995. On the other hand, as per Aadhaar Card of petitioner No. 2, Annexure P-2, his date of birth is 10.08.1993. They had performed marriage on 03.09.2024. Copy of Certificate of Marriage issued by Gurudwara Dashmesh Pita Patshai Dasvi (Regd.), village Singha Devi, Tehsil Kharar, District Mohali is Annexure P-3 and photographs regarding performing of their marriage are Annexure P-4. Petitioners also moved representation to Superintendent of Police, District Ambala and to SHO, Police Station Sadar Ambala, District Ambala, which is Annexure P-5. Petitioners had performed marriage without consent and

wishes of father of petitioner No. 1 and as such they are receiving threats from respondent No. 4.

3. Notice of motion.

4. On asking of this Court, Mr. Rupinder Singh Jhand, Addl. AG Haryana accepts notice on behalf of State. Complete copy of paperbook along with supporting documents is already supplied.

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

6. I have considered the facts narrated in petition, according to which both petitioners are major and they have performed marriage against wishes of father of petitioner No. 1, as a result they are apprehending threats from the hands of respondent No. 4. It is duty of police to protect life and liberty of petitioners. Therefore, respondents No. 2 and 3 are directed to consider representation of petitioners dated 03.09.2024 (Annexure P-5) and protect life and liberty of petitioners from the hands of respondent No. 4, considering threat perception, with further direction to maintain their privacy and dignity.

7. Aforesaid protection order will have no bearing on legality and validity of marriage and it will not protect them in case there is any 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

05.09.2024

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