



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

CRWP-9116-2024

Date of Decision:- 19.09.2024

KUSUM LATA AND ANOTHER

....Petitioners

Vs.

STATE OF HARYANA AND OTHERS

....Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Ravinder Chaudhary, Advocate for
Mr. Parminder Walia, Advocate for the petitioners.

Mr. Rupinder Singh Jhand, Addl. AG Haryana.

AMARJOT BHATTI, J. (Oral)

1. Petitioners Kusum Lata and Parveen Kumar have filed present petition under Article 226 of the Constitution of India for issuance of writ in the nature of Mandamus, directing respondents No. 2 and 3 to protect life and liberty of petitioners from the hands of private respondents No. 4 to 10, who are family members 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 01.01.1997. On the other hand, as per Aadhaar Card of petitioner No. 2, Annexure P/2, his date of birth is 03.07.1998. They had performed marriage on 16.09.2024. Copy of Certificate of Marriage issued by Pracheen Pashupati Nath Shiv Mandir, MDC, Sector-6, Panchkula, Haryana and photographs regarding performing of their marriage are Annexure P/3. Petitioners also moved representation to Assistant Commissioner of Police, Panchkula, which is Annexure P/4. Petitioners had performed marriage without consent and

wishes of family members/relatives of petitioner No. 1 and as such they are receiving threats from respondents No. 4 to 10.

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 respondents.

6. I have considered the facts narrated in petition, according to which both petitioners are major and they have performed marriage against wishes of family/relatives of petitioner No. 1, as a result they are apprehending threats from the hands of respondents No. 4 to 10. 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 16.09.2024 (Annexure P/4) and protect life and liberty of petitioners from the hands of respondents No. 4 to 10, 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

19.09.2024
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