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

CRWP-10176-2024

Date of Decision:- 24.10.2024

Sunita and another

....Petitioners

Vs.

State of Punjab and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Jasinder Singh Sekhon, Advocate for the petitioners.

Mr. Gautam Thapar, AAG, Punjab.

Mr. Santosh Kumar, Advocate
for respondents No. 4 and 5.

AMARJOT BHATTI, J. (Oral)

1. Petitioners Sunita, aged about 20 years and Jaskaran Singh, aged about 24 years have filed criminal writ petition under Articles 226/227 for issuance of writ in the nature of Mandamus, directing respondents No. 1 to 3 to protect their life and liberty from the hands of respondents No. 4 to 9 who are her parents, parental uncle, brother, sister and maternal uncle respectively.

2. Learned counsel for petitioners argued that petitioners are law abiding citizens of country. They have approached this Court seeking protection of their life and liberty from the hands of respondents No. 4 to 9 who are family members of petitioner No. 1. Petitioners are major and are of mature mind and understanding. They very well understand ups and downs of life. Petitioner No. 1 is doing diploma of Lab Technician, whereas, petitioner No. 2 is presently employed on contract basis as Lineman with Electricity Board, Hoshiarpur. They are known to each other for last six months. They have intention to marry each other. Parents of

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petitioner No. 1 did not give their consent for this marriage, rather threatened for dire consequences. Parents of petitioner No. 1 are against their love marriage. It is further alleged that petitioner No. 2 is already married and divorce case is pending in the Courts of Hoshiarpur. At present they are in live-in relationship. It is prayed that official respondents be directed to protect life and liberty of petitioners from the hands of respondents No. 4 to 9.

3. As per previous order dated 21.10.2024, official respondents were directed to protect life of petitioners and both petitioners and parents of petitioner No. 1 were directed to appear in person.

4. In pursuance of aforesaid order, today both petitioners and parents of petitioner No. 1 i.e. respondents No. 4 and 5 are present in Court. Effort was made to make petitioner No. 1 understand but she was not ready to agree on any point. She was suggested to stay with her parents till the divorce case of petitioner No. 2 is pending in the Courts at Hoshiarpur. Petitioner No. 2 disclosed that he is a married man having a child, who is about one year old. His divorce case is pending at Hoshiarpur. In the present petition, petitioners have not arrayed wife of petitioner No. 2 as respondent. Petitioner No.2 further claimed that he has been disinherited by his parents. At present, they are residing in a rented accommodation.

5. Considering the aforesaid facts, it cannot be overlooked that petitioner No. 2 is a married man having a child who is about one year old. Without getting divorce from his wife, petitioner No. 2 has started residing with petitioner No. 1. Even petitioner No. 1 is having adamant attitude and has failed to appreciate factual position. Both petitioners are no doubt major and they are free to make their own decisions but at the same time



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without considering marital status of petitioner No. 2, they have decided to stay together. In-fact, they have misused the liberty and having no regards to morals and ethics. In these circumstances, considering the conduct of present petitioners, I do not find a fit case for passing any direction and present criminal writ petition is accordingly, dismissed.

(AMARJOT BHATTI)
JUDGE

24.10.2024
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No