

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

CRWP-12551-2023

DECIDED ON: 24.01.2024

ROMAN BHATTI AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Jaswinder Singh Rana, Advocate
for the petitioners.

Mr. H.S. Sitta, DAG Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. Learned counsel for the petitioners seeks protection of life and liberty of the petitioners by contending that both of them having attained the age of majority, have married each other against the wishes of their respective family members respondent Nos.4 & 5 and to seek appropriate protection from the authorities. They submitted a representation dated 24.12.2023 (Annexure P-6), in this regard to the Senior Superintendent of Police, Kapurthala, but are still apprehensive about their security in view of the apparent inaction and alleged clout of their family members-respondents.

2. In compliance of the order dated 04.01.2024, an affidavit dated 24.01.2024 of Nirmal Singh PPS, Assistant Commissioner of Police, Sub Division Central, Jalandhar has been filed, which is taken on record.

3. Para 3 of the said status report reads as under:-

“3. That is submitted that after the perusal of recorded statements, documents and after conducting spot inspection of Arya Samaj Mandir

(Rishi Kunj) H.No. EQ-26, near Saidan Gate, Pakka Bagh Jalandhar, the answering deponent concluded that the said Mandir is established 74 years ago and at present Sh. Rishi Pal Singh son of Late Chowdhary Bishan Singh Saini is President of said Mandir. Apart from this there are 81 members of the Mandir Committee. Sh. Subhash Chander son of Late Sh Devi Dyal is serving as Prohit in this Mandir since 30 years. He has got degree of Shastri from Diyanand Brahm Mahavidyala near DAV college, Hissar (Haryana) and has knowledge regarding solemnizing marriage as per Vedic rituals and rites. He is issuing marriage certificate after the marriage as per “The Arya Marriage Validation Act 1937 and is maintaining record of marriage certificates issued in a register maintained by Purohit Subhash Chander. This Mandir is not registered under Government”.

4. The status report shows that the Mandir Committee has authorized Purohit Subhash Chander to issue marriage certificate under his signature after the marriage under “The Arya Marriage Validation Act 1937. The report further shows that the mobile numbers of the petitioners alongwith one Deepak were also examined with the help of tower of that area to track the location, which shows their presence at the temple, where the marriage stated to have been solemnized.
5. In the light of above, no further orders on this aspect are required.
6. Thus, the Senior Superintendent of Police, Kapurthala is directed to consider the representation dated 24.12.2023 (Annexure P-6) and take appropriate steps to ensure that no harm is caused to the life and liberty of the petitioners.

(SANDEEP MOUDGIL)
JUDGE

24.01.2024

Meenu

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