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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-11973-2024

Date of Decision:- 12.12.2024

Mehima and Another

....Petitioners

Vs.

State of Punjab and Others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Kanwar Arun Singh, Advocate for
Ms. Jaspreet Kaur, Advocate for the petitioners.

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

AMARJOT BHATTI, J. (Oral)

1. Petitioners Mehima and Subodh Kumar have filed present petition under Article 226/227 of the Constitution of India for issuance of Writ in the nature of Mandamus, directing official respondents to protect life and liberty of petitioners from the hands of respondents No. 4 to 6, who are family members of petitioner No. 1.

2. It is submitted that both petitioners are major. As per copy of Aadhaar Card of petitioner No. 1 (Annexure P-1), her date of birth is 01.01.2000. On the other hand, as per copy of Aadhaar Card of petitioner No.2 (Annexure P-2), his date of birth is 10.03.1995. They had performed marriage on 09.12.2024. Copy of Certificate of Marriage issued by Prachin Pashupati Nath Shiv Mandir Society, MDC, Sector 4, Panchkula, Haryana is Annexure P-3 and photographs regarding performing of their marriage are Annexure P-4. Petitioners also moved representation to Commissioner of Police, Jalandhar, which is Annexure P-5. Petitioners had performed marriage without consent and wishes of family members of petitioner No. 1 and as such they are receiving threats from respondents No. 4 to 6.

3. Notice of motion to official respondents only.
4. On asking of this Court, Mr. Kewal Singh, Addl. A.G. Punjab 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 members of petitioner No. 1, as a result they are apprehending threats from the hands of respondents No. 4 to 6. 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 09.12.2024 (Annexure P-5) and protect life and liberty of petitioners from the hands of respondents No. 4 to 6, 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, if any, shall also stands disposed of accordingly.

(AMARJOT BHATTI)
JUDGE

12.12.2024

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