



140

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

CRWP-12004-2024

Date of Decision:- 12.12.2024

Pawan Kumar and another

....Petitioners

Vs.

U.T. Chandigarh and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. A.S. Gulati, Advocate for the petitioners.

Mr. Sarvjit, Addl. P.P, U.T, Chandigarh.

AMARJOT BHATTI, J. (Oral)

1. Petitioners Pawan Kumar and Kalpna have filed present petition under Article 226/227 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 respondents No. 4 and 5, who are family members of petitioner No. 2.

2. It is submitted that both petitioners are major. As per copy of Aadhaar Card of petitioner No. 1 (Annexure P-1), his date of birth is 10.12.2003. On the other hand, as per Aadhaar Card of petitioner No.2, (Annexure P-2), her date of birth is 07.07.2004. They had performed marriage on 10.12.2024. Copy of Certificate of Marriage issued by Vedic Poojan Kendar (Regd.), Mansa Devi Complex Market, Sector-4, Panchkula, Haryana is Annexure P-3. Petitioners also moved representation to Senior Superintendent of Police, Chandigarh, which is Annexure P-4. Petitioners had performed marriage without consent and wishes of family members of petitioner No. 2 and as such they are receiving threats from respondents No. 4 and 5.

3. Notice of motion to official respondents only.
4. On asking of this Court, Mr. Sarvjit, Addl. P.P, U.T, Chandigarh accepts notice on behalf of official respondents No. 1 to 3. 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. 2, as a result they are apprehending threats from the hand of respondents No. 4 and 5. 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 10.12.2024 (Annexure P-4) and protect life and liberty of petitioners from the hands of respondents No. 4 and 5, 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.

(AMARJOT BHATTI)
JUDGE

12.12.2024

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