



117

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-12212-2024

Date of Decision:- 19.12.2024

ASWANT KUMAR AND ANOTHER

....Petitioners

Versus

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MRS. JUSTICE **AMARJOT BHATTI**

Present: Mr. J.S. Rana, Advocate for the petitioners.

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

AMARJOT BHATTI, J. (Oral)

1. Petitioners Aswant Kumar and Parminder Kaur have filed present petition under Article 226 of the Constitution of India for issuance of directions to respondents No. 2 to 4 to protect life and liberty of petitioners from the hands of respondents No. 5 to 7, who are parents/relative 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 30.04.1999. On the other hand, as per copies of Marks Sheet of Matriculation Examination and Aadhaar Card of petitioner No. 2 (Annexures P-2 and P-3), her date of birth is 25.06.2006. They had performed marriage on 16.12.2024. Copies of their Marriage Certificate and photographs are Annexures P-5 and P-4 respectively. Petitioners also moved representation to Commissioner of Police, Jalandhar which is Annexure P-6. Petitioners had performed marriage without the consent and wishes of parents/relative of petitioner No. 2, from whom, petitioners are receiving threats.

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 parents/relative of petitioner No. 2, as a result they are apprehending threats from the hands of respondents No. 5 to 7. It is duty of police to protect life and liberty of petitioners. Therefore, respondents No.2 to 4 are directed to consider representation of petitioners dated 17.12.2024 (Annexure P-6) and protect life and liberty of petitioners from the hands of respondents No. 5 to 7, 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

19.12.2024

lalit

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