

2025:PHHC:005716



117.

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

CRWP-403-2025

Date of decision: 16.01.2025

Payal Pathania and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Shubham Budania, Advocate for
Mr. Anil K. Sokal, Advocate, for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition filed under Article 226 of the Constitution of India read with Section 528 of BNSS, is for issuance of directions to respondents No.2 and 3 to protect the life and liberty of the petitioners, who apprehend threat to their life at the hands of private respondents No.4 to 7, who are stated to be family members of petitioner No.1.

2. Learned counsel for the petitioners submits that petitioner No.1, aged about 21 years and petitioner No.2, aged about 34 years, got married on 10.01.2025 against the wishes of private respondents. Ever since then, the petitioners are being threatened with dire consequences by the private respondents. Resultantly, a representation dated 12.01.2025 (Annexure P-4) was also made to respondent No.2-Senior Superintendent of Police, Gurdaspur, wherein a mention has been made about the alleged

threat perception. Learned counsel submits that despite the official respondents having been communicated about the alleged threat perception, no steps have been taken to come to the rescue of the petitioners. Learned counsel submits that he would be satisfied if directions are issued to respondent No.2-Senior Superintendent of Police, Gurdaspur to look into the representation dated 12.01.2025 (Annexure P-4) and take appropriate steps at the earliest.

3. Notice of motion.

4. On asking of the Court, Mr. H.S. Deol, Senior DAG, Punjab, accepts notice on behalf of the official respondents.

5. In view of the above, the present petition is disposed of with directions to respondent No.2- Senior Superintendent of Police, Gurdaspur to look into the representation, dated 12.01.2025 (Annexure P-4) *qua* the alleged threat perception and take necessary steps, as may be required, in accordance with law, to ensure that the life and liberty of the petitioners is not jeopardized at the hands of the private respondents. However, this direction will not validate the marriage said to have taken place between the parties and will have no effect on any civil or criminal action, which could be initiated in the matter in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

January 16, 2025
sanjeev

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