

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Crl.Misc. No.M-11988 of 2015

Date of decision: April 13,2015

Niharika and anr.

..... Petitioners

Versus

State of Punjab and ors.

.... Respondents

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CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

**Present: Mr. Kamal Grover, Advocate
for the petitioners.**

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HARINDER SINGH SIDHU, J.

The present petition has been filed under Section 482 Cr.P.C. seeking direction to respondents Nos. 2 and 3 to not to register case and to provide protection to the lives and liberty of the petitioners at the hands of private respondents No.4 to 7.

2. It has been averred that the date of birth of petitioner No.1 is 29.11.1989 and date of birth of petitioner No.2 is 31.01.1990 and copies of certificates of Secondary School Examination to this effect are attached as Annexures P-1 and P-2 respectively.

3. It has been submitted that though the petitioners are permanent residents of District Sri Ganganagar, Rajasthan but due to fear now they are residing with their friends at Mohali. It is averred in the petition that the marriage of the petitioners was solemnized on 09.04.2015 according to Sikh rights at Gurdwara Shri Nirankari Darbar (Rawalpindi) Sector 21-B,

Chandigarh. The photographs of marriage are attached as Annexure P-4(Colly.). Private respondents No.4 to 7 are opposed to the marriage, as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 09.04.2015 (Annexure P-6) to respondent No. 2 seeking protection of their lives and liberty at the hands of the private respondents.

4. After hearing counsel for the petitioners and without expressing any opinion on the merits of the case or the validity of the marriage and the age of the petitioners and keeping in view the binding precedent of the Hon'ble Apex Court in *Lata Singh v. State of U.P. And another, 2006(2) SCC (Criminal) 478*, the present petition is disposed of with direction to respondent No.2 to look into the said issue and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

13.04.2015
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