

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

Crl. Misc. No.M-20015 of 2015

Date of decision:17.06.2015

Simran Kaur and another

...Petitioners

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present : Mr. Satbir Gill, Advocate
for the petitioners.

K. KANNAN, J. (ORAL)

1. Notice of motion. At the asking of the Court, Mr. Vijesh

Sharma, DAG, Haryana accepts notice on behalf of respondent Nos.1 to

4. The counsel for the petitioners shall supply four copies of complete
paper book to the counsel appearing for the State.

2. The present petition has been filed under Section 482 Cr.P.C
for issuance of direction to respondent Nos.1 to 4 to protect the life and
liberty of the petitioners at the hands of respondent Nos. 5 to 11.

3. It is contended by the petitioners that both the petitioners
are major and they have gotten married on 14.06.2015. There is no clear
evidence about the age of the 1st petitioner. It shall be absolutely
essential for the police to duly investigate about the age of the 1st
petitioner to ensure that she is not a child within the definition of POCSO
Act. The protection shall be given to her and be allowed to be in the
company of the 2nd petitioner if there is proof that she is above 18 years
of age. If there is no appropriate proof or if on investigation, it is found
that the 1st petitioner is less than 18 years of age, the appropriate

investigation shall be done to ensure that there is no cognizable offence made under the POCSO Act.

4. The petitioners shall give a representation to the 2nd respondent, Senior Superintendent of Police, Sirsa who will consider the same and afford to them such protection as the situation might warrant.

5. The crl. misc. petition is disposed of with the above directions.

(K. KANNAN)
JUDGE

June 17, 2015
Pankaj*