

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-38779-2015

Date of decision: 13.11.2015

Kanika Dhir and another

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Dhawaljeet Dutta, Advocate, for the petitioners.

G.S.SANDHAWALIA, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. seeking direction to respondents No. 2 and 3 to provide protection to the life and liberty of the petitioners at the hands of respondents no. 4 to 8 who are relatives of the petitioners and not to interfere in the peaceful matrimonial life of the petitioners.

The petitioner no. 1 is alleged to have been born on 02.04.1993, as per All India Secondary School Examination certificate (Annexure P-1). The date of birth of petitioner No. 2 is stated to be 01.06.1989, as per the passport (Annexure P-2). Petitioner no. 2 is stated to be running his own consultancy office and earning about Rs.40,000/- per month and is in a position to bear the burden of matrimonial life. It has been averred that initially, the Roka ceremony was also performed and the date of marriage of the petitioners was fixed but the private-respondents backed out and told petitioner no.1 that they would marry her with their own choice and tried to take her to Delhi.

The marriage ceremony of the petitioners was performed on 05.11.2015 in Shiv Mandir at Ludhiana, as per Hindu rites. The photographs of the marriage ceremony are attached as Annexure P3. The petitioners have made representation to respondent no. 2 on 05.11.2015 (Annexure P4) for protection of their life and liberty at the hands of private-respondents no.4 to 8.

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 Vs. State of U.P. and another 2006(2) SCC (Criminal) 478*, the present petition is disposed of with direction to respondent nos. 2 and 3 to look into the above said representation (Annexure P4) filed by the petitioners with respondent no. 2 and take necessary action in accordance with law and provide protection, if so required.

NOVEMBER 13, 2015
sailesh

(G.S. SANDHAWALIA)
JUDGE