

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

CRM-M-39826-2015
Date of Decision: 23.11.2015

Paramjit Kaur and another

---Petitioners

Vs.

State of Punjab and others

-----Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

--

Present: Mr. Rajiv Sharma, Advocate
for the petitioner

HARINDER SINGH SIDHU, J.

The present petition has been filed under Section 482 Cr.P.C. seeking direction to respondents Nos.1 and 2 to provide protection to the lives and liberty of the petitioners at the hands of private respondents No.4 to 6.

It has been averred that the date of birth of petitioner No.1 is 03.10.1992 and date of birth of petitioner No.2 is 14.08.1991 and copies of Adhar Card of petitioner No.1 and Adhar Card of petitioner No.2 to this effect are attached as Annexures P- 1 and P-5.

It is stated that earlier petitioner No.1 got married with one Baljinder Singh son of Shri Roop Singh r/o #2, Virk Kalan, Tehsil Bathinda, Punjab. Out of their wedlock, two children were born i.e. baby boy was born on 29.05.2013 and second baby girl was born on 25.04.2015. The first husband of petitioner No.1 expired on 04.07.2015. It is stated that after the death of her husband, there was no one to take care of her. Petitioner No.2 is the

resident of #43, Virk Kalan, Bathinda, Punjab and is earning his livelihood by driving tractor, traylor, auto etc. The petitioners knew each other for last many years being neighbours and the marriage between them was solemnized on 20.11.2015 in accordance with Hindu rites and rituals. The marriage certificate issued in this regard is annexed as Annexure P-6 and the photographs of the marriage are annexed as Annexure P-7.

Both the petitioners are present in Court. Petitioner No.2 states that he fully understands his responsibility and will take care of petitioner No.1 and her children from her earlier marriage.

It is stated that respondents No.4 to 6 are opposed to the marriage, as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 21.11.2015 (Annexure P-8) to respondent No.2 seeking protection of their lives and liberty at the hands of the private respondents.

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.

23.11.2015
Atul

(Harinder Singh Sidhu)
Judge