

In the High Court of Punjab and Haryana at Chandigarh

105

CRM-M-39879-2015

Date of decision:24.11.2015

MAMTA KAUR AND ANR.

.....Petitioners

Versus

STATE OF PUNJAB AND ORS.

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Petitioners in person along with
Mr.L.S.Mann, Advocate for the petitioners.

RAJ MOHAN SINGH, J.

Petitioners have filed this petition under Section 482 of the Code of Criminal Procedure, 1973 for issuance of directions to respondents No.2 and 3 for not registering any criminal case against them and also to safeguard their life and liberty from being invaded by respondents No.4 to 9.

Petitioners have solemnized marriage against the wishes of their parents on 20.11.2015. Factum of marriage has been pleaded with reference to photographs (Annexure P-3).

Precisely, for the grievance made in the present petition, petitioners have already filed a representation before Commissioner of Police, Jalandhar- respondent No.2 (Annexure P- 4), but no action has been taken so far.

Notice of motion.

At this stage, Mr. L.S.Virk, Addl.A.G. Punjab, accepts notice on behalf of State. Let a copy of the petition be supplied to him by learned counsel for the petitioners during the course of the day.

Apparently, petitioner No.1 is short of 53 days from attaining majority. Learned counsel states that the marriage is voidable in nature.

This Court does not wish to comment upon validity of the marriage, however, Commissioner of Police, Jalandhar-respondent No.2 can be called upon to look into the grievance of the petitioners pursuant to representation dated 21.11.2015 (Annexure P-4) submitted by the petitioners.

Accordingly, respondent No.2- Commissioner of Police, Jalandhar is directed to analyze the threat perception of the petitioners in the context of run away marriage. If respondent No.2 finds some substance in the representation of the petitioners then, he would be obligated to devise means to take reasonable and effective steps to safeguard the interest of the petitioners in accordance with law.

Petition stands disposed of in the above terms.

November 24, 2015

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**(RAJ MOHAN SINGH)
JUDGE**