

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

CRM No.M- 6364 of 2015 (O&M)

Date of Decision: 25.02.2015

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Manjeet Kaur @ Mahni and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Petitioners in person with
 Mr. Sanjeev Kumar, Advocate
 for the petitioners.

LISA GILL, J.

The present petition has been filed by the petitioners for protection of their life and liberty as they apprehend danger at the hands of respondents No. 4 to 7 and other relatives because they are stated to have contracted marriage between themselves on 11.02.2015 against the wishes of the said respondents. Both petitioners are present in court and on being asked submit that they have contracted marriage between themselves out of their free will and volition.

It is contended that the petitioners are major, petitioner No. 1 is 25 years old and year of birth of petitioner No. 2 is 1992. An affidavit of petitioner No. 1 – Manjeet Kaur @ Mahni regarding her age is annexed as Annexure P1. True copy of Aadhaar card of petitioner No. 2 has been appended with the petition as

Annexure P2 though the Aadhaar card (Annexure P2) shows that no specific date is mentioned and only year of birth i.e., 1992 has been mentioned. A copy of the Marriage Certificate and the photographs of the marriage are also placed on record as Annexures P3 and P4. The petitioners are stated to have submitted a representation dated 24.02.2015 (Annexure P5) to respondent No.2 i.e., the Senior Superintendent of Police, Tarn Taran for redressal of their grievance.

It is submitted that petitioner No. 1 - Manjeet Kaur @ Mahni was divorced from her first husband by mutual consent on 29.01.2015. Photocopy of the judgment dated 29.01.2015 passed by learned Additional Civil Judge (Senior Division), Patti is produced in Court. The same is taken on record subject to just exceptions. Respondents No. 4 to 7 are unhappy with the marriage being the second one of petitioner No. 1.

Notice of motion to the Advocate General, Punjab.

On the asking of the Court, Mr. Varun Sharma, DAG, Punjab who is present in the Court, accepts notice on behalf of respondents No.1 to 3. Two copies of the petition have been handed over to learned State counsel.

Without commenting upon the age of the petitioners or the validity of their marriage or the validity and genuineness of the certificates appended with the petition, respondent No.2 – Senior Superintendent of Police, Tarn Taran is directed to decide the representation dated 24.02.2015 (Annexure P5) submitted by the

petitioners and take appropriate action keeping in view the threat perception to the petitioners.

It is, however, made clear that this order shall have no effect on the validity of the alleged marriage of the petitioners and neither will any other civil or criminal proceedings initiated against the petitioners be barred due to this order.

The petition is disposed of accordingly.

February 25, 2015
rts

(LISA GILL)
JUDGE