

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

**Crl. Misc. No.M- 8851 of 2015
Date of decision : 31.03.2015**

Karan and another

.....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Both the petitioners in person with
Mr. Rakesh Gupta, Advocate.

Mr. D.K. Grewal, DAG, Haryana.

Mr. Shiv Kumar, Advocate
for respondent no.4.

ANITA CHAUDHRY, J(ORAL)

This is a petition for protection by a run away couple.

Mr. Shiv Kumar, Advocate has appeared on behalf of respondent no.4 and has filed power of attorney. He states that petitioner no.1 has earlier been accused by other girls of inducement, in which ultimately compromises were effected. He states that the parents of petitioner no.2 had died and she was living with the brother. He further states that since the girl is a minor, she may be sent to Nari Niketan or any other female relative with whom she is

comfortable so that she is out of the influence of petitioner no.1. Learned counsel for respondent no.4 has placed on record the photocopy of Aadhaar Card and two certificates showing the date of birth of petitioner no.2 as 10.10.1999.

The girl refuses to go to the Nari Niketan. The minor girl cannot be sent to the protection home against her wishes. This fact has been examined by a Division Bench of Delhi High Court in the case titled as ***Neetu Singh Vs. State, reported as 1999(1) PLR (Delhi) 47*** and Division Bench of Allahabad High Court in ***Smt. Raj Kumari Vs. Superintendent, Women Protection House, Meerut and others, 1998 Crl. L.J. 654.***

An FIR is pending against petitioner no.1. Without going into the validity or otherwise of the marriage between petitioners, the petition is disposed of with directions to the petitioners to approach respondent no.2 who would dispose of the representation of the petitioners, Annexure P-4 and grant them protection, if any grievance is made out and will take necessary steps if the situation so warrants.

It is made clear that this order shall not be construed to be conferring any legitimacy or authenticity to the factum of marriage as the Court is deprived of any means to ascertain the aforesaid facts.

31.03.2015
sunil

(ANITA CHAUDHRY)
JUDGE