

CWP No.14108 of 2015

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

CWP No.14108 of 2015

Date of Decision: July 16, 2015

Purnima & another

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sanjeev K. Virk, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (Oral):

Petitioners have approached this Court asserting that after the marriage on 24.05.2015, they had approached the Tehsildar-cum-Marriage Registrar, Phagwara, District Kapurthala, vide an application dated 25.06.2015 (Annexure P-6) for registration of marriage but the same is not being entertained on the ground that the parents of the petitioners are required. Counsel for the petitioners places reliance upon the judgment of this Court in **Bhupinder Singh & another Vs. State of Punjab & another 2015 (2) RCR (Civil) 338**, to contend that the Tehsildar-cum-Marriage Registrar, Phagwara, District Kapurthala-respondent No.3 cannot insist upon the presence of parents or solemnization of marriage by religious rites. The Court has gone to the extent by holding that non-compliance of this direction amounts to contempt of Court. He contends that action of the Tehsildar-cum-Marriage Registrar, Phagwara, District Kapurthala-respondent No.3 is, therefore, not

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sustainable.

Counsel for the petitioners states that petitioners will approach the Tehsildar-cum-Marriage Registrar, Phagwara, District Kapurthala-respondent No.3 on 22.07.2015 and submit an application, complete in all respect, which may be directed to be considered and marriage be registered, if it is found in order. He further states that opportunity may be granted to the petitioners to rectify the mistake or if there being any further material required to complete the application.

In the light of the statement made by the counsel for the petitioners, in case, the petitioners approach the Tehsildar-cum-Marriage Registrar, Phagwara, District Kapurthala-respondent No.3 on 22.07.2015 alongwith the application, the same shall be accepted and proceeded with in accordance with law. If the same is found to be in order, further steps be taken and in case of any discrepancy, the same be intimated to the petitioners in writing forthwith so that the same can be rectified and resubmitted.

The writ petition is disposed of with above observations.

Copy of the order be given *dasti* to the counsel for the petitioners under the signatures of Special Secretary of this Court.

July 16, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE