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

C.R.M-M No.24152 of 2016 (O&M)

Date of Decision : 05.12.2016

Shahiasta Banno @ Sunaina Devi and another Petitioners

Versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Lajpat Sharma, Advocate for the petitioners.

Mr. Ashish Sanghi, DAG, Punjab.

Mr. R.D.Singh, Advocate
for respondents No.4 to 6.

AJAY TEWARI, J. (Oral)

Prayer in the present petition filed under Section 482 of the Cr.P.C. is for issuance of a direction to the official respondents to protect the life and liberty of the petitioners and not to harass them at the instance of respondent Nos.4 to 6.

The petitioners have got married against the wishes of their parents. They are stated to be major. In support of her proof of age petitioner No.1 has placed on record a copy of her Secondary School examination certificate (Annexure P-1) wherein her date of birth is mentioned as 26.04.1998 and petitioner No.2 has also placed on record a copy of his Secondary School examination certificate (Annexure P-2)

wherein his date of birth is mentioned as 10.01.1991. They have also moved a representation before the Senior Superintendent of Police, SAS Nagar Mohali (Annexure P-5) for protection of their life and liberty.

The parents of the girl requested the Court that they want to have a talk with their daughter i.e petitioner No.1. They were allowed to meet her in my chamber. The girl flatly refused to accompany them and stated that she would go along with her husband i.e. petitioner No.2.

Be that as it may once it is accepted that they are adults the limited prayer made by them cannot be denied.

Without adverting to the merits of the controversy, the present petition is disposed of with a direction to respondent No.2- Senior Superintendent of Police, SAS Nagar, Mohali to take appropriate action on the said representation (Annexure P-5). The petitioners further undertake to not to go back to their village.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

05.12.2016
Pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No