

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

CRM-M-41772-2016 (O&M)

Date of decision : 22.11.2016

KIRAN KUMARI AND ANR.

...Petitioners

Versus

STATE OF HARYANA AND ORS.

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Petitioners in person with
Mr. Ashok K. Sama, Advocate

JITENDRA CHAUHAN, J. (Oral)

Learned counsel for the petitioners states that petitioner No.1 is major and residing with the family of petitioner No.2 with her own sweet free will, whereas the age of petitioner No.2 is about 20 years and 9 months. After the marriage they have been residing together as husband and wife and consummated during the subsistence of the marriage. He cites '**Neelam Rani and anr. Vs. State of Haryana and ors.**', 2011(1) RCR (Civil) 636, to contend that petitioner No.2 has reached the age of discretion. Their marriage is opposed by respondent Nos.4 and 5.

Notice of motion.

At the asking of the Court, Mr. Saurabh Mohunta, D.A.G., Haryana, accepts notice on behalf of the respondent-State. A complete copy of the paper book has been furnished to the learned State counsel, in the Court.

Mr. Amit Khatkar, Advocate causes representation on behalf of respondent No.4 and states that petitioner No.2 is not major.

Without expressing any opinion with regard to validity of marriage and on the merits of the assertions made in the petition, the instant petition is disposed of with the direction to respondent No.2, to consider and decide the representation dated 18.11.2016 (Annexure P-4) of the petitioners and provide necessary protection to them in accordance with law, in case he is satisfied that the life and liberty of the petitioners is threatened at the hands of respondent Nos.4 and 5.

Disposed of.

22.11.2016

ashok

**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No