

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

**CRM-M-4357 of 2016
DECIDED ON: FEBRUARY 05, 2016**

ELAICHI & ANR

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

- 1. Whether the Reporters of the Local papers may be allowed to see the judgment?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the digest?**

Present: Both the petitioners are present in person with
 Mr. Daman Jeet Bhoriwal, Advocate

JASPAL SINGH, J (ORAL)

 This is a petition under Section 482 of the Code of Criminal Procedure for issuance of directions to respondents No. 2 and 3 to protect the lives and liberty of the petitioners from the hands of respondents No.4 to 6.

2. Notice of motion to respondents No.2 and 3 only at this stage.
3. On the asking of Court, Mr. J.S. Sekhon, AAG, Punjab, accepts notice on behalf of respondents No.2 and 3. Copy of the petition be supplied to learned State counsel during the course of the day.
4. The instant petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Bathinda, Punjab, to look into the grievances of the petitioners unfolded by them in their representation dated

February 03, 2016 (Annexure P-5) and if found necessary, take appropriate measures in accordance with law.

5. While parting with this order, this Court cannot lost sight of the fact that petitioner No.2 is less than 21 years and he has solemnized marriage with petitioner No.1, which is in violation of the provisions of the Prohibition of Child Marriage Act, 2006. Respondent No.2- Senior Superintendent of Police, Bathinda, Punjab is directed to register a case and to investigate the same, and if a case is made out, to proceed with the same in accordance with law. However, it is made clear that parents of petitioners are not a party to the marriage, rather marriage is against their wish and consent. So, they shall not be involved in this case in any manner.

FEBRUARY 05, 2016
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(JASPAL SINGH)
JUDGE