

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No. 1462 of 2016 (O&M)  
Date of decision: 25.1.2016

**Harwinder Singh Ghuman**

**.. Petitioner**

**v.**

**State of Punjab and others**

**.. Respondents**

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. L. S. Mann, Advocate for the petitioner.  
Mr. Anil Sharma, Addl. Advocate General, Punjab.

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Rajesh Bindal J.

The grievance of the petitioner is that though the petitioner had solemnised his marriage with Harwinder Kaur Ghuman on 4.12.1989, however, the registration thereof has been refused by Registrar of Marriages, Phillaur, District Jalandhar on the ground that at the time of solemnisation of marriage, the petitioner was under 21 years of age.

The submission of learned counsel for the petitioner is that registration of marriage cannot be refused, in case any of the party to the marriage was less than the age prescribed in the Hindu Marriage Act. In support of the plea, reliance was placed upon Baljit Kaur Boparai and another v. State of Punjab and another, 2008(3) RCR (Civil) 109.

Learned counsel for the respondents very fairly did not dispute the aforesaid proposition of law. He submitted that he will apprise the competent authority about the law laid down by this court for taking appropriate action in the matter not only in the case in question but also in the applications filed before him in future for registration of marriages,

where any of the party may be under age at the time of solemnisation of marriage, however, the application is filed after the applicant has attained the age of eligibility.

After hearing learned counsel for the parties and considering the submissions, noticed above, the present petition is disposed of in terms of the fair stand taken by learned counsel for the respondents.

(Rajesh Bindal)  
Judge

25.1.2016  
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