

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

**Crl. Misc. No.M- 10047 of 2017 (O&M)
Date of decision : March 23, 2017**

Shiwani Pal and another

... Petitioners

VERSUS

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Petitioners in person with
Mr. K.P. Rana, Advocate.

SURINDER GUPTA, J.(Oral)

This petition is for seeking protection of life and liberty of petitioners, who alleged to have married against the wishes of respondents No. 6 to 8, parents and brother of petitioner No. 1.

Learned counsel for the petitioners has limited his prayer only for taking appropriate action in accordance with law on the representation dated 21.03.2017 (Annexure P-5) submitted by petitioner No.-1 to Commissioner of Police, Ludhiana.

As per petitioners, year of birth of petitioner No.1- Shiwani Pal is 1995 as per copy of Aadhaar Card (Annexure P-1) and that of petitioner No.2-Hitesh Kumar is 1997 as per copy of Aadhaar Card (Annexure P-2). They got married on 20.03.2017. Photographs of marriage are Annexure P-3.

In view of the submission of learned counsel for the petitioners, but without expressing any opinion on the validity of marriage of petitioners, this petition is disposed of with direction to respondent No. 2-

Commissioner of Police, Ludhiana, to look into the representation dated 21.03.2017 (Annexure P-5) and take appropriate action in accordance with law, on receipt of copy of this order along with representation in his office. Since petitioner No. 2 is less than 21 years of age, Commissioner of Police, Ludhiana will also look into this fact and may initiate any action against the petitioners and others responsible for this marriage, in accordance with provisions of Prohibition of Child Marriage Act, 2006 or for violation of any other provision of law to this effect.

However, it is made clear that the above order will not be interpreted to provide protection to the petitioners from any legal action to be taken in any civil, criminal or any other proceedings initiated or intended against them in accordance with law.

March 23, 2017.
Jyoti-II

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No