

CRM-M No.21654 of 2017

Date of Decision: June 13, 2017

Aman and another

.....Petitioners

Versus

State of Haryana and others

....Respondents

CORAM:- HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present : Mr. Kuldeep Singh, Advocate
for the petitioners.

AMOL RATTAN SINGH, J. (ORAL)

The petitioners, who are present in the Court, are seeking protection of their lives and liberty at the hands of respondents no.4 to 6 who are stated to be the parents and brother of petitioner No.1, on account of the fact that they have married each other of their own free will on 07.06.2017. Photographs of what is stated to be a marriage ceremony have been annexed with the petition.

As per the Matriculation Examination Certificate issued by the Punjab School Education Board, of petitioner No.1, as has been produced in Court, her date of birth is shown to be 05.05.1999, thus making her above the legally marriageable age.

As regards the age of petitioner No. 2, a copy of his Voter Identity Card issued by the Election Commission of India has been annexed with the petition, (the original of which has been produced in Court), showing his date of birth to be 01.01.1996, thus making him above 21 years of age, which is the legally marriageable age for males as per the provisions of the Prohibition of the Child Marriage Act, 2006.

On a specific query put to learned counsel for the petitioners, it has been stated that neither are the petitioners in any prohibited relationship to each other, nor has any of them been married earlier. He states that he has obtained specific instructions from the petitioners in that regard.

Consequently, since protection of life and liberty is a fundamental right of every citizen enshrined in Article 21 of the Constitution of India, this petition is disposed of with a direction to respondents no.2 and 3 to ensure that the lives and liberty of the petitioners are not put to any harm or threat at the hands of the aforesaid respondents or at their behest.

However, it is made clear that if any of the averments made in the petition is found to be incorrect, specifically with regard to either the petitioners being in any prohibited relationship to each other, or as regards their previous marital status, or with regard to their age, this order shall not be construed to be a bar on any proceedings initiated as per law.

June 13, 2017

ps-I/harsha

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No