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

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Crl. Misc. No.M-21919 of 2017

Date of Decision: June 14, 2017

Harjinder Kumar and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Rajiv Joshi, 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.5 to 11, who are stated to be the parents, brother and other relatives of petitioner no.2, on account of the fact that they have married each other of their own free will on 11.06.2017. Photographs of what is stated to be a marriage ceremony have been annexed with the petition.

In support of proof of age of petitioner No.1, a copy of the Birth Certificate, issued by the Local Registrar, Births and Deaths, Municipal Corporation, Jalandhar, has been annexed with the petition, (the original of which has been produced in Court), showing his date of birth to be 29.04.1993, thus making him more than 24 years of age.

As regards petitioner No.2, a copy of her School Leaving Certificate, issued by the Government Middle School, Mundh, Jalandhar, has been annexed with the petition, (the original of which has been produced in Court), showing her date of birth to be 07.12.1998, thus

making her more than 19 years of age.

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 to 4 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.

(Amol Rattan Singh)
Judge

June 14, 2017
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Whether speaking/reasoned: Yes

Whether reportable: No