

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44706-2017
Date of decision :24.11.2017

Mital Kumar and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE H.S. MADAAN

Present : Petitioner with Mr. Ramesh Kumar, Advocate.

H.S. MADAAN, J. (Oral)

It is submitted that petitioner No.1 – Mital Kumar aged about 18 years has got married with petitioner No.2 – Pooja Devi aged about 20 years against wishes of family members of petitioner No.2, arrayed as respondents No.4 and 5 who are threatening to interfere in their marital life.

Notice of motion.

Mr. B.S. Makar, Advocate, who is present in Court puts in appearance on behalf of respondent Nos. 4 and 5 by filing power of attorney, which is taken on record.

At the asking of the Court, Mr. Ms. Samina Dhir, DAG, Punjab, who is present in the Court, accepts notice on behalf of respondents No.1 to 3 - State. A complete set of the petition has been supplied to her in the Court itself.

Learned counsel for respondents No.4 and 5 states that though the marriage is not valid, but such respondents have neither interfered in the marital life of the petitioners nor would they do so, although they reserve

their right to avail of civil and criminal remedy available to them under the law.

Learned counsel for the petitioner contends that the petitioners still have an apprehension at hands of respondents No.4 and 5.

The petition is disposed of with a direction to respondent No.2- SSP (Fazilka) to look into the representation (**Annexure P-4**) submitted by the petitioners and to take necessary steps to ensure that lives and liberty of the petitioners are not jeopardized at the hands of respondents No.4 and 5 or persons claiming under them. However, this direction will not validate the marriage said to have taken place between the petitioners and will have no effect on any civil or criminal action which could be initiated in the matter in accordance with law.

24.11.2017

Gaurav Sorot

**(H.S. MADAAN)
JUDGE**

1. Whether reportable? **No**
2. Whether speaking / reasoned? **Yes**