

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

Date of decision: 03.07.2017

CRM-M No.4976 of 2017

Jasveer Kaur & another

...Petitioners

Vs.

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. J.K.Singla, Advocate, for the petitioners.

Mr. A.A.Pathak, Addl. AG, Punjab.

RAJIV NARAIN RAINA, J. (ORAL)

On February 15, 2017, this Court passed the following order:

“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 parents and other immediate relatives of petitioner No.1, on account of the fact that they have married each other of their own free will, against the wishes of the said respondents on 13.02.2017. Photographs of the marriage ceremony have been annexed with the petition.

As regards proof of age of both the petitioners, photocopies of their Aadhar cards issued by the Unique Identification Authority of India have been annexed with the petition as Annexure P-2 and P-7 respectively, the original of which have been produced in Court. As per the said identity cards, both petitioners are above the legally marriageable 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.

Without making any comment on the validity of the marriage, notice be issued to the respondents, returnable on 03.07.2017.

However, since protection of life and liberty is a fundamental right of every citizen under Article 21 of the Constitution of India, respondents No.2 and 3 are directed 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.”

No one appeared on behalf of respondents No.4 to 6 because process fee was not deposited.

Since the petitioners have married against the wishes of their parents and the prayer is based upon Article 21 of the Constitution of India, I deem it appropriate to direct the Senior Superintendent of Police, Sangrur to look into the complaint personally and offer help, which is consistent with their safety. They must approach the Senior Superintendent of Police, who will take up the matter immediately and take such action as is warranted by law. These directions are issued as guided by the Supreme Court in Lata Singh Vs. State of U.P. & another, 2006 (3) RCR (Criminal) 870.

With these directions, the instant petition is disposed of without expressing any opinion on the validity of marriage.

03.07.2017
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*