

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

CRM No.M-12196 of 2018
Date of Decision : 22.03.2018

Manju and another

.. Petitioners

versus

State of Punjab and others

.... Respondents

CORAM : HON'BLE MR. JUSTICE B.S.WALIA

Present: Mr. Navdeep Monga, Advocate, for the petitioners.

B.S.WALIA, J. (Oral)

Learned counsel contends that the petitioners fulfill the conditions with regard to age and other requirements stipulated under the law to get married, consequently, on account of liking for each other, they got married on 20.03.2018 and were issued marriage certificate (Annexure P-3), by Gurudwara Dashmesh Pita Patshahi Dasvi (Regd.), village Singa Devi, Tehsil Kharar, District Mohali.

As per birth certificate (Annexure P-1), petitioner No.1 is close to 22 years of age as her date of birth is mentioned in the same as 20.05.1996, while as per certificate issued by Education Department, Punjab, (Annexure P-2), petitioner No.2 is close to 25 years of age, as his date of birth is mentioned in the same as 17.03.1993.

Learned counsel contends that marriage was solemnized by the petitioners against the wishes of their family members, who are now threatening them with harm to their life and liberty. Learned counsel contends that petitioners submitted representation dated 20.03.2018 (Annexure P-5), to respondent No.2, but no action has been taken in respect thereto till date.

Learned counsel states that the petitioners would be satisfied if the petition is disposed of by directing respondent No.2 to consider and decide representation dated 20.03.2018 (Annexure P-5) in accordance with law.

Notice of motion to respondent Nos.1 and 2 only. Mr. Kuldeep Singh, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of respondent Nos.1 and 2. Copy of complete paper book has been supplied to the learned State counsel in the Court. On perusal thereof, learned State counsel submits that he has no objection to the limited prayer of the petitioners.

Without commenting upon the averments made in the petition with regard to the age of the petitioners or the validity of their marriage, the present petition is disposed of by directing respondent No.2 to consider representation dated 20.03.2018 (Annexure P-5). If on consideration of the representation (Annexure P-5) and on assessment of threat perception to the petitioners at the hands of respondent Nos.3 to 9, circumstances of the case so warrant, appropriate security be provided to the petitioners by respondent No.2 in accordance with law. Needless to mention, in case any complaint is received against the petitioners, the same be processed in accordance with law and action, if any, warranted in respect thereto be taken as per law.

Petition stands disposed of in aforementioned terms.

(B.S.WALIA)
JUDGE

22.03.2018
rajesh.k.khurana

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No