

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

CRM No.M-12216 of 2018
Date of Decision : 22.03.2018

Jasvir Kaur and another

... Petitioners

versus

State of Punjab and others

.... Respondents

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

Present: Mr. Harpreet S. Rakhra, Advocate, for the petitioners.

B.S.WALIA, J. (Oral)

On the basis of Aadhaar Card (Annexure P-1) petitioner No.1 is claimed to be 25 years of age, while on the basis of Aadhaar Card (Annexure P-2), petitioner No.2 is claimed to be approximately 28 years of age. The petitioners claim to be fulfilling all conditions stipulated under the law to get married, consequently on account of liking for each other, got married on 19.03.2018 and were issued marriage certificate dated 19.03.2018 (Annexure P-3) by Gurudwara Guru Nank Niwas Sahib, village Karor Kalan, Tehsil Kharar, District Mohali. Learned counsel contends that since the marriage of the petitioners was against the wishes of respondent Nos.5 to 8, they are being threatened with harm to their life and liberty by said respondents. Representation (Annexure P-5) is stated to have been submitted by the petitioners to respondent No.2 praying for protection of their life and liberty at the hands of respondents No.5 to 8, but no action is claimed to have been taken in respect thereto. Therefore, the petitioners have invoked the jurisdiction of this Court for protection of their life and liberty.

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 19.03.2018 (Annexure P-5) and to take action in respect thereto.

Notice of motion to respondent Nos.1 and 4 only. Mr. Kuldeep Singh, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of respondent Nos.1 to 4. Copy of complete paper book has been supplied to the learned State counsel in 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 the marriage, the present petition is disposed of by directing respondent No.2 to consider representation dated 19.03.2018 (Annexure P-5) and decide the same as per law. If on assessment of threat perception to the petitioners at the hands of respondent Nos.5 to 8 circumstances of the case so warrant then in that eventuality appropriate security be provided to the petitioners in accordance with law. Needless to mention in case any complaint is received against the petitioners, the same be processed and action, if any, warranted in respect thereto be taken in accordance with law.

Present petition stands disposed of in aforementioned directions.

(B.S.WALIA)
JUDGE

22.03.2018

rajesh.k.khurana

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No