

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

**CRM-M No.13753 of 2018
Date of Decision :- 03.04.2018**

Asha Devi and another **...Petitioners**
Versus

State of Punjab and others **...Respondents**

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

Present: Ms. Sunita Nambiar, Advocate,
for the petitioners.

H.S. MADAAN, J. (ORAL)

It is contended that petitioner No.1-Asha Devi, aged about 28 years has got married with petitioner No.2-Amit Kumar, aged about 20 years against the wishes of her family members, arrayed as respondents no. 4 and 5 and they are threatening to interfere in their marital life. Admittedly, the marriage is in contravention of Section 5 of the Hindu Marriage Act since age of petitioner No.2 is less than 21 years, but then no physical harm can be allowed to be caused to the petitioners, irrespective of the fact whether marriage between them is valid or not.

The petition is disposed of with a direction to the Senior Superintendent of Police, Amritsar-respondent No.2, to ensure that no physical harm is caused to the petitioners at the hands of respondents No.4 and 5 or persons claiming under them.

However, this order shall not validate the marriage between the parties and shall not have any effect on any civil or criminal action to which the petitioners may be found liable, under the law.

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

03.04.2018

Dinesh Whether speaking/reasoned Yes/No

Whether Reportable Yes/No