

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM No.M-22581 of 2018
Date of decision:25.5.2018

Mandeep Kaur and another

... Petitioners

versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Deepak Nayar, Advocate,
for the petitioners.

...

AMOL RATTAN SINGH, J. (Oral)

The petitioners, who are present in the Court, are seeking protection of their lives and liberty at the hands of respondents no.5 to 7, who are stated to be the mother and other relatives of petitioner no.1, on account of the fact that they have married each other of their own free will on 16.5.2018. Photographs of what is stated to be a marriage ceremony have been annexed with the petition.

Though there is no firm proof of the age of petitioner no.1, however by appearance at least she seems to be well above the age of 18 years, with it being stated that she is 24 years old but that all certificates by which she could prove her age are with respondent no.5, i.e. her mother.

As regards petitioner No.2, a copy of his Aadhar Card issued by the Unique Identification Authority of India has been annexed with the petition, (with what is stated to be the original Aadhar Card produced in Court), showing his year of birth as 1992, thus making him 26 years of 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. He states that he has obtained specific instructions from the petitioners in that regard.

Consequently, since protection of life and liberty is a fundamental right of every citizen enshrined in Article 21 of the Constitution of India, without commenting on the validity of the marriage, this petition is disposed of with a direction to respondents no.2 to 4 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.

However, it is made clear that if any of the averments made in the petition is found to be incorrect, specifically with regard to either the petitioners being in any prohibited relationship to each other, or as regards their previous marital status, or with regard to their age, this order shall not be construed to be a bar on any proceedings initiated as per law.

25.5.2018
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No