

CRM-M-2355-2018

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

CRM-M-2355-2018

Date of Decision: 19.01.2018

Azmat Kaur Sandhu and another

.....Petitioners

Vs.

State of Union Territory and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Ravi Gakhar, 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. 6 and 7, who are stated to be the parents 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 17.01.2018. Photographs of what is stated to be a marriage ceremony have been annexed with the petition.

In support of proof of age of petitioner no.1, a copy of the passport issued by the Republic of India and a copy of the PAN Card issued by the Income Tax Department, have been annexed with the petition as Annexure P-1/T (colly) (the original of which have been produced in Court today), showing her date of birth to be 02.07.1992, thus making her more than 25 years of age.

As regards petitioner No.2, a copy of his Driving Licence issued by the Government of Punjab and a copy of the PAN Card issued by the Income Tax Department, have been annexed with the petition as Annexure P-2/T (colly) (the

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original PAN card and Aadhar card of petitioner no. 2 have also been produced in Court), showing his date of birth as 24.05.1991, thus making him more than 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 under Article 21 of the Constitution of India, this petition is disposed of with a direction to respondents No. 2 to 5 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 proceedings initiated as per law.

Since the petitioners are apprehending an immediate threat to their lives and liberty, a copy of this order be given to learned counsel for the petitioners under the signatures of the Bench Secretary of this Court.

January 19, 2018
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No.