

Criminal Misc. M- No. 25103 of 2018 (O&M)

Date of decision : June 04, 2018

Priya Rani and another

.....Petitioners

Versus

State of Haryana and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Rajender Kumar Helwa, Advocate
for the petitioners.

LISA GILL, J.

The present petition has been filed by the petitioners for protection of their life and liberty as they apprehend danger at the hands of respondents No.4 to 6 and other relatives because they have married each other on 01.06.2018 against the wishes of the said respondents.

Both the petitioners, duly identified by their counsel, are present in Court. Petitioner No. 1 specifically states that she is major and has solemnised marriage with petitioner No. 2 out of her own free will and volition. Her parents and brother are not in favour of this alliance as petitioner No. 2 does not belong to the same caste.

It is contended that the petitioners are major, their dates of birth being 01.01.1999 and 05.05.1994, respectively. True copies of Adhaar Cards of both the petitioners have been appended with the petition as Annexures P1 and P2, respectively. A copy of the Marriage Certificate and the photographs of the marriage are on record as Annexures P3 and P4, respectively. It is submitted that the petitioners have submitted a representation dated 01.06.2018 (Annexure P5) to respondent No.2 i.e., the Superintendent of Police, District Panchkula for redressal of their grievance

but no action has been taken thereon.

Notice of motion to Advocate General, Haryana.

On the asking of the Court, Mr.Sanjay K. Sainni, AAG, Haryana accepts notice on behalf of respondents No.1 to 3. Copies of the petition have been handed over to learned counsel for the State.

At this stage, Mr. Mazlish Khan, Advocate appears on behalf of respondents No. 4 to 6 and files his Memorandum of Appearance. The same is taken on record subject to just exceptions. It is not disputed that both the petitioners are major.

Without commenting upon the age of the petitioners or the validity of their marriage or the validity and genuineness of the certificates/documents appended with the petition, respondent No.2 – Superintendent of Police, District Panchkula is directed to look into representation dated 01.06.2018 (Annexure P5) submitted by the petitioners and take appropriate action if any/as may be required, keeping in view the threat perception to the petitioners.

It is, however, made clear that this order shall have no effect on the validity of the alleged marriage of the petitioners and neither will any other civil or criminal proceedings initiated against the petitioners be barred due to this order.

Petition is disposed of accordingly.

June 04, 2018
rts

(Lisa Gill)
Judge

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