

Criminal Misc. M- No. 25182 of 2018 (O&M)

Date of decision : June 05, 2018

Navjot Kaur and another

.....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Barjesh Kumar Sharma, 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 and 5 and other relatives because they have married each other on 01.06.2018 against the wishes of the said respondents.

Both the petitioners present in Court, duly identified by their counsel, on being asked submit that they have solemnised marriage with each other out of their own free will and volition. Both the petitioners state that this is their first marriage.

It is contended that the petitioners are major, as date of birth of petitioner No. 1 is 01.01.1998 and year of birth of petitioner No. 2 is 1998, respectively. True copies of Adhaar Cards of both the petitioners have been appended with the petition as Annexures P1 and P2, respectively though the Aadhar Card (Annexure P-2) of petitioner No. 2 does not mention a specific date of birth and only year of birth i.e. 1998 has been mentioned. 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 Senior Superintendent of Police, District Moga for redressal of their grievance but no action has been taken thereon.

Notice of motion to Advocate General, Punjab.

On the asking of the Court, Ms. Samira Dhir, DAG, Punjab accepts notice on behalf of respondents No.1 to 3. Copies of the petition have been handed over to learned counsel for the State.

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 – Senior Superintendent of Police, District Moga 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 05, 2018
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No