

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No.M-6302 of 2018

Date of Decision: 16.02.2018

Soniya and another

...Petitioners

Versus

State of U.T., Chandigarh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Neeraj Januha, Advocate, for the petitioners.
Ms. Aashima Mor, Addl. P.P., U.T., Chandigarh.

Amol Rattan Singh, J. (Oral)

Pursuant to the order dated 14.02.2018, the mother of petitioner no.1 Rekha (respondent no.5) is present in court, with learned counsel for the petitioners identifying her on the basis of her Aadhaar Card.

She submits that she has no objection to the marriage of the petitioners with each other, nor does she doubt that her daughter is above marriageable age.

Ms. Aashima Mor, APP, U.T., Chandigarh, submits that as a matter of fact, a DDR has been got registered by the father of petitioner no.1, i.e. by respondent no.4, in which also he has stated that his daughter is 19 years of age.

She further submits that he has also filed CRM-M-1523 of 2017, in which notice has already been issued, with the petition now to come up for hearing before this Court on 21.03.2018.

Be that as it may, once the age of the petitioners is not in doubt, to the effect that both the petitioners are above the legally marriageable age, and on specific query learned Addl. Public Prosecutor submits that it has not been stated in the DDR that the petitioners are in any prohibited relationship to each other, I see no reason to deny them

protection of lives and liberty which in any case is a fundamental right.

Consequently, without making any comment on the validity of the marriage, this petition is disposed of with a direction to respondent no.2 and the SHO of the police station concerned, to ensure that the lives and liberty of the petitioners are duly protected as per law.

(AMOL RATTAN SINGH)
JUDGE

16.02.2018
vcgarg

Whether reasoned/speaking: Yes
Whether reportable: no