

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-17548-2019

Date of Decision: 16.04.2019

Sureya Begam @ Noor & Anr.

... Petitioners

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Sarvesh Kumar Gupta, Advocate for the petitioners

G.S. SANDHAWALIA, J. (Oral)

In the present petition filed under Section 482 Cr.P.C., the petitioners seek directions to provide protection to the life and liberty from private respondents No. 4 to 9, who are stated to be relatives of petitioner No.1.

It has been averred that petitioner No.1 belongs to Muslim community and petitioner No.2 belongs to Khatri caste. Petitioner No.1 is 22 years of age and her date of birth has been averred to be 20.04.1996. Copy of Aadhar Card has been attached as Annexure P1 which shows the year of birth of petitioner No.1.

Petitioner No.2 is 24 years and as per Aadhar card attached as Annexure P2, his date of birth is 29.08.1994. He is stated to be working as Assistant in Amar Hospital, Patiala. The petitioners are alleged to have married as per Sikh rites and customs on 14.04.2019. The copies of marriage certificate and marriage photographs have been appended as Annexures P3 & P4.

A representation dated 14.04.2019 (Annexure P5) has also been filed with respondent No.2 in this regard. In such a situation, they seek protection.

Notice of motion.

Mr. Avinit Avasthi, AAG Punjab accepts notice on behalf of the respondent-State. Copy has been supplied.

After hearing counsel for the petitioners, without commenting upon the validity/legality of the marriage or the age of the petitioners and in view of the binding precedent of the ***Hon'ble Apex Court in Lata Singh Vs. State of U.P. and another 2006(2) SCC (Criminal) 478***, the present petition is disposed of with the direction to respondent No.2 to look into the above said representation filed by the petitioners and take appropriate action in accordance with law and provide protection, if so required.

16.04.2019

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(G.S. Sandhawalia)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No