

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-11127-2019 (O&M)
Date of Decision: 02.05.2019

Manjeet Singh & another

--Petitioners

Versus

State of Punjab and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. L.S. Lakhanpal, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioners seek a Mandamus for directing the concerned official respondents to register their marriage under the Punjab Sikh Anand Karaj Marriage Act, 2018 and the Punjab Anand Marriage Registration Rules, 2016.

Counsel would submit that both the petitioners have attained the age of majority. Marriage was solemnized on 4.5.2018 according to Sikh rites and ceremonies in Gurudwara Guru Nank Niwas, Village Karora Kalan, Tehsil Kharar, District Mohali. Copy of the Marriage Certificate stands appended as Annexure P-2.

It is contended that an application was sought to be submitted before the Registrar Marriages/Tehsildar, Tarn Taran but the same was not entertained on the pretext that parents/blood relations of petitioner no.2 namely Mannat must come present. Argument raised is that there is no such requirement under the Act or Rules. Reference is also made to Section 6 of the Punjab Compulsory Registration of Marriages Act, 2012 and as per which the registration of the marriage can be effected either at the place where the marriage was solemnized or at the place of permanent residence of either of the parties. It is contended that the permanent place of residence

of petitioner no.1 i.e. the husband is at Tarn Taran. In support of such submission counsel has adverted to the Aadhar Card of petitioner no.1 at Annexure P-1.

Notice of motion.

On the asking of the Court, Ms. Sunint Kaur, learned A.A.G., Punjab accepts notice on behalf of respondents no.1 to 3 and waives service. A complete copy of the writ paper book already stands furnished to learned State counsel.

In view of the short grievance raised in the petition, I deem it appropriate to dispose of the same with a direction to the Registrar of Marriages-cum-Tehsildar, Khadur Sahib, District Tarn Taran/respondent no.3 to receive the application of the petitioners and to thereafter process the same in accordance with law and under the provisions of the relevant enactment/rules. If there be no impediment under law, the requisite Marriage Registration Certificate be issued to the petitioners expeditiously.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

02.05.2019

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No