

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M No.42380 of 2018 (O&M)

Date of decision: 15.02.2019

Tanu and another

....Petitioners

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Petitioner No.1 in person.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for providing protection to the petitioners – Tanu and Rinku, who have stated to have performed marriage on 24.09.2018.

In pursuance to the notice of motion, the interim protection was granted to the petitioners regarding threat to their life and liberty and respondent No.4 – Santosh Kumari, mother of petitioner No.1 and respondent No.5 – Rajvir Singh appeared on 01.10.2018 and the case was referred to the Mediation and Conciliation Centre of this Court.

On 19.12.2018, respondents No.4 to 7 as well as counsel for the State have submitted that the actual date of birth of petitioner No.1 is 05.03.2002 as per the Board of School Education Certificate, which was taken on record.

Before the Mediation and Conciliation Centre of this Court, no settlement could be arrived at between the parties as respondents No.4 to 7 insisted that petitioner No.1 is a minor and an FIR No.959 dated 24.09.2018 under Sections 363 and 366-A IPC already stands registered at Police Station Model Town, Panipat.

Today, petitioner No.1 – Tanu is present in person in the Court and the Mediator has recorded her statement in which she has stated that she has performed marriage with petitioner No.2 – Rinku on 24.09.2018 with her free will and without any pressure or coercion. She has further stated that she want to reside with her husband Rinku and she do not want to go with her parents and she is 04 months pregnant. In the statement, respondents No.4 to 7, who are the parents and relatives of petitioner have, however, stated that they are not in agreement with the marriage of the petitioners and they have undertaken that they will not cause any threat or harm to petitioner No.1 in future.

In view of the above, this petition is disposed of.

Liberty is granted to petitioner No.1 to stay with petitioner No.2, however, it will be open for the police to take appropriate action against petitioner No.2, while conducting investigation of FIR No.959 and the protection granted to the petitioners vide order dated 26.09.2018 stands modified to extent that it is only for providing protection to the life and liberty of the petitioners.

With the aforesaid observations, this petition is disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

15.02.2019
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No