

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRWP No. 3254 of 2020 (O&M)

Date of decision : 1.6.2020

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Sumn and another

.....Petitioners

vs.

State of Punjab and others

.....Respondents

Coram: Hon'ble Mr. Justice H. S. Madaan

Present: Mr. Puneet Kumar Bansal, Advocate
for the petitioners.

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H. S. Madaan, J. (Oral)

Case taken up through video conferencing.

It is contended that petitioner No.1 – Sumn, aged about 20 years has got married with petitioner No.2- Balkaran Singh, aged about 19 years, against the wishes of her family members, arrayed as private respondents No. 4 to 8, who are threatening to interfere in their marital life, as such to seek protection in that regard, the petitioners have approached this Court by way of filing the present petition.

Of course Balkaran Singh – petitioner No.2 being aged less than 21 years, marriage between Sumn and Balkaran Singh is in violation of Section 5 of the Hindu Marriage Act. Nevertheless

protection is required to be granted to them so that they are not harmed physically by the private respondents.

Notice of motion to respondent State.

At this stage, Mr. Ajay Pal Singh Gill, DAG, Punjab, has accepted notice on behalf of respondents No. 1 to 3.

Heard.

The petition is disposed of with a direction to respondent No.2 – Senior Superintendent of Police, Faridkot, to look into the grievances of the petitioners and to take necessary measures to ensure that lives and liberty of the petitioners are not jeopardized at the hands of respondents No. 4 to 8 or persons claiming under them.

However, this order shall not validate the marriage between the petitioners and shall not have any effect on any civil or criminal action to which the petitioners may be found liable, under the law.

1.6.2020
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(H.S. Madaan)
Judge

Whether speaking / reasoned Yes / No

Whether reportable Yes / No