

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

**Crl. Writ Petition No. 3740 of 2020
Date of Decision: June 15, 2020.**

Mubarik and another PETITIONER (s)

Versus

State of Haryana and others RESPONDENT (s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Talim Hussain, Advocate
for the petitioners.

Mr. Anmol Malik, DAG, Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to the outbreak of pandemic, COVID-19.

Petitioners seek protection of their life and liberty as they apprehend danger at the hands of respondents No.4 to 6 and other relatives because they have married each other on 02.06.2020 against the wishes of the said respondents.

Learned counsel for the petitioners submits that he has identified the petitioners as per the documents attached. It is further submitted that they have solemnized marriage with each other out of their own free will and volition. Learned counsel for the petitioners further submits that as per the applicable Muslim law, both the petitioners are eligible to solemnise marriage, their dates of birth being 01.01.2002 and 05.07.2003, respectively. True copies of Identity Card and Aadhar Card of both the petitioners have been appended with the petition as Annexures P3

and P4, respectively. A copy of the Marriage Certificate/Nikahnama is on record as Annexures P2. Petitioners, it is stated, have submitted representation dated 03.06.2020 (Annexure P1) to respondent No.2 i.e., the Superintendent of Police, Nuh for redressal of their grievance but no action has been taken thereon.

Notice of motion to respondents no.1 to 3.

On the asking of the Court, Mr. Anmol Malik, DAG, Haryana, accepts notice on behalf of respondents No.1 to 3. Advance copy of the petition stands served.

Without commenting upon the age of the petitioners or the validity of their marriage or the validity and genuineness of the certificates/documents appended with the petition, respondent No.2 – Superintendent of Police, Nuh is directed to look into representation dated 03.06.2020 submitted by the petitioners and take appropriate action if any/as may be required, keeping in view the threat perception to the petitioners.

It is, however, made clear that this order shall have no effect on the validity of the alleged marriage of the petitioners and neither will any other civil or criminal proceedings initiated against the petitioners be barred due to this order.

Petition is disposed of accordingly.

15.06.2020

Sunil

(LISA GILL)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No