

CRWP-4205-2020

Date of decision : 29.6.2020

Jasvir Kaur and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Naveen Sharma, Mr. Surender Kumar Raghuvanshi,
Mr. Vijay Lath, Advocates for petitioners.

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HARINDER SINGH SIDHU, J.

The case has been taken up by way of Video Conference as per instructions in view of COVID-19 pandemic.

The present petition has been filed under Section 482 Cr.P.C. seeking direction to respondents No. 1 to 3 to provide protection to the lives and liberty of the petitioners at the hands of private respondents No. 4 and 5.

It has been averred that the date of birth of petitioner No. 1 is 8.10.2001 while date of birth of petitioner No. 2 is 1.1.1999. Copies of School Leaving Certificate and PAN Card showing date of birth of petitioner No. 1 and and copies PAN card and Aadhar Card showing date of birth of petitioner No. 2 are attached as Annexures P-1 to Annexure P-4 respectively.

It has been submitted that the marriage of the petitioners was solemnized on 24.6.2020 according to Sikh rites and ceremonies at Sri Nirankari Darbar, Sector 21 B, Chandigarh. The marriage certificate and photographs of marriage are attached as Annexure P-5 and Annexure P-6 respectively. Private respondents No. 4 and 5 are opposing to the marriage, as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 24.6.2020 (Annexure P-7) to respondents No. 1 to 3 seeking protection of their lives and liberty at the hands of the private respondents.

After hearing counsel for the petitioners and without expressing any opinion on the merits of the case or the validity of the marriage and the age of the petitioners and keeping in view the binding precedent of the Hon'ble Apex Court in Lata Singh Versus State of U.P. and another, 2006(2) SCC (Criminal) 478, the present petition is disposed of with direction to respondent No. 2 to look into the said issue and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

29.6.2020

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No