

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

CRWP No.4265 of 2020
Date of Decision :30.06.2020

Prabhjot Kaur and anotherPetitioners

versus

The State of Punjab and othersRespondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr.Sumit Dua, Advocate for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.
2. Prayer in the Criminal Writ Petition under Articles 226/227 of the Constitution of India is for the issuance of a writ in the nature of Mandamus for directing respondent Nos.1 to 3 to protect the life and liberty of the petitioners at the hands of respondent Nos.4 to 7 besides other family members of petitioner No.1.
3. Learned counsel contends that the petitioners seek protection of their life and liberty on account of having performed marriage on 25.06.2020, against the wishes of respondent Nos.4 to 7. Learned counsel contends that the petitioners fulfill all the conditions stipulated under law to entitle them to get married, they are major as date of birth of petitioner No.1 as per Aadhaar Card, Annexure P/1 is 23.06.1999 while that of petitioner No.2 as per Aadhar Card/Pan Card, Annexure P/2 & P/3 respectively is 12.07.1998. The petitioners have attached marriage certificate, Annexure P/4 dated 25.06.2020, besides photographs of marriage, Annexure P/5. Learned counsel states that the petitioners have submitted representation Annexure P/6 dated 25.06.2020 to respondent No.2 i.e. Senior Superintendent of Police, Patiala, for redressal of their grievance but no decision has been taken on the same and the

petitioners would be satisfied if the writ petition is disposed of by directing respondent No. 2 to consider and decide their representation in a time bound manner.

4. Notice of motion to respondent Nos.1 to 3 only.

5. Mr. H.S. Multani, AAG, Punjab, accepts notice on behalf of respondent Nos.1 to 3 and states that he has no objection to the limited prayer of the petitioners.

6. In view of the decision of Hon'ble the Supreme Court in **Lata Singh vs. State of UP and others, JT 2006 (6) SC, 173** but without commenting upon the age of the petitioners, validity of their marriage or the authenticity of the documents attached with the writ petition, the writ petition is disposed of by directing respondent No.2 i.e. Senior Superintendent of Police, Patial, to decide the representation, Annexure P/6 dated 25.06.2020, submitted by the petitioners as expeditiously as possible and to take such action in accordance with law as may be warranted keeping in view the threat perception to the petitioners. However, it is made clear that this order shall not bar any civil or criminal proceedings initiated against the petitioners in accordance with law.

6. Petition disposed of in the aforementioned terms.

(B.S. Walia)
Judge

30.06.2020

'PS-Rajesh-Amit'

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