

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

CRWP-4761-2020 (O&M)

Date of decision : 15.07.2020

Neelam Kumari and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Dixit Garg, Advocate for the petitioners.

Mr. Deepak Bhardwaj, DAG, Haryana.

JITENDRA CHAUHAN, J. (Oral)

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

Learned counsel for the petitioners contends that the petitioners have solemnized marriage. Their marriage is opposed by respondent Nos.4 to 7, who are the family members of petitioner No.1. It is further submitted that petitioner No.1 is major, while petitioner No.2 is less than 21 years of age. Cites *Rajpreet Kaur and another Vs. State of Punjab and others*, **CRWP-3076-2020**, decided on 28.05.2020.

Notice of motion.

At the asking of the Court, Mr. Deepak Bhardwaj, DAG, Haryana, accepts notice on behalf of the respondent-State.

Though, the petitioners claim to have solemnized marriage and admittedly, the bridegroom, petitioner No.2 is less than the prescribed age of 21 years, but this Court, considering the nature of prayer made in the instant

petition, would not delve into the question of validity of marriage of the petitioners.

Essentially, the petitioners have sought enforcement of fundamental right to life and liberty enshrined under Article 21 of the Constitution of India, therefore, without expressing any opinion with regard to validity of marriage and on the merits of the assertions made in the petition, the instant petition is disposed of with the direction to respondent No.2-Senior Superintendent of Police, District Yamuna Nagar, Haryana, to take necessary action on the representation dated 06.07.2020 (Annexure P-6) moved by the petitioners and provide necessary protection to the petitioners in accordance with law, in case, he is satisfied that the life and liberty of the petitioners is threatened at the hands of respondent Nos.4 to 7.

Disposed of.

15.07.2020

atulsethi

**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No