

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

CRWP No.6101 of 2020 (O&M)

Date of decision: 19.08.2020

Jagsir Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mohd. Yousaf, Advocate for the petitioners.

H.S. MADAAN, J. (Oral)

Case taken up through video conferencing.

It is stated by learned counsel for the petitioners that petitioner No.2 – Arshdeep Kaur, aged about 18 years has got married with petitioner No.1 – Jagsir Singh aged about 22 years against wishes of her family members, arrayed as respondents No.4 to 12, who are threatening to interfere in their marital life, as such to seek protection in that regard, they have approached this Court by way of filing the present petition. Learned counsel for the petitioners further submits that though petitioner No.2-Arshdeep Kaur is a major but in the documents, she is shown to be minor. Of course Arshdeep Kaur being aged less than 18 years, marriage between her and Jagsir Singh is in violation of Section 5 of the Hindu Marriage Act.

It is further stated that petitioners had submitted a written representation before respondent No.2 – Senior Superintendent of Police, Barnala dated 12.08.2020 seeking protection, copy of the same being

Annexure P4 but no action has been taken thereon.

Of course nobody can be allowed to take law into his hands and to indulge in illegal activities.

Notice of motion to respondent -State.

Mr. J.S. Ghuman, DAG, Punjab, accepts notice on behalf of respondents No.1 to 3.

Heard.

The petition is disposed of directing respondent No.2 – Senior Superintendent of Police, Barnala to look into the representation Annexure P4, assess threat perception to the petitioners and then take suitable action in the matter, if so required.

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.

19.08.2020

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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No