

CRWP-6718-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.104

CRWP-6718-2020

Date of Decision: 02.09.2020

SUKHBEER KAUR @ SUKHI ALI AND ANOTHER

....Petitioners

VS

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

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

ARCHANA PURI, J. (ORAL)

The matter has been taken up through video conferencing in the light of Covid-19 pandemic.

The present petition has been filed by the petitioners to seek protection on account of marriage having solemnized by them on 28.08.2020, as per Muslim Rites and Customs.

In the petition, it is averred that both the petitioners, Sukhbeer Kaur @ Sukhi Ali as well as Dilshad Ali, are majors and to so substantiate the factum of their age, copies of Aadhar Cards have been annexed with the petition. Also, it is averred in the petition that both the petitioners were in deep love and petitioner No.1 had changed her religion and, thereafter, they have solemnized marriage on 28.08.2020. Further, in order to substantiate the factum of marriage, even the marriage certificate has been placed on record as Annexure P-5. The petitioners are stated to be residing within the jurisdiction of this Court. Now they apprehend danger to their lives

and personal liberty, at the instance of the private respondents No.4 to

9, who are father (respondent No.4), paternal uncle (respondent No.5), maternal uncles (respondents No.6 and 7), cousin brother (respondent No.8) and Fufa (respondent No.9), of petitioner No.1. To so substantiate their claim, affidavits of both the petitioners have also been filed.

Notice of motion.

Mr. Sukhbeer Singh, Assistant Advocate General, Punjab, accepts notice on behalf of the respondent-State.

In view of the assertions, the present petition is disposed of with the direction to respondents No.2 and 3 to look into the matter and also to consider the representation dated 28.08.2020, which is Annexure P-6, and if they find that there is any genuine apprehension of danger to the lives and personal liberty of the petitioners, then they are directed to take appropriate steps to ensure their protection in the fitness of the circumstances.

However, these observations are circumscribed only for the purposes of disposal of the present petition, without prejudice to the rights of the parties, to be adjudicated in any civil or criminal proceedings qua their age, factum of marriage and the validity thereof.

Accordingly, the petition stands disposed of.

(ARCHANA PURI)
JUDGE

02.09.2020

himanshu

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No