

CRWP-6716-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.102

CRWP-6716-2020

Date of Decision: 02.09.2020

KANCHAN KUMARI AND ANOTHER

....Petitioners

VS

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. Sarvesh Kumar Gupta, 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.

In the petition, it is averred that both the petitioners, Kanchan Kumari and Naresh Kumar, are major and to so substantiate the factum of their age, copies of Aadhar Cards have been annexed as Annexure P-1 and P-2. Further, in order to substantiate the factum of marriage, even the marriage certificate and photographs of marriage, have been annexed, which are Annexure P-3 and P-4, respectively. 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 respondents No.4 and 7, who are parents as well as brothers of petitioner No.1, as an inter-caste marriage is not

acceptable to them. To so substantiate their claim, a combined affidavit of both the petitioners has 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 aforesaid, 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, so filed, which is Annexure P-5, 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

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No