

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP No. 8611 of 2020
Date of Decision: 20.10.2020

Manjinder Kaur and Another

..... Petitioners

V/s.

State of Punjab and Others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Rishu Mahajan, Advocate
for the petitioners.

Mr. Sukhbeer Singh, Asst. AG, Punjab.

Harinder Singh Sidhu, J.

The case is taken up through video-conferencing on account of COVID-19.

The present petition has been filed under Article 226/227 of Constitution of India for issuance of writ in the nature of mandamus for directing the respondent Nos. 2 and 3, to provide protection to the lives and liberty of the petitioners at the hands of private respondents No. 4 to 6.

It has been averred that the date of birth of petitioner No.1 is 01.01.1995 and date of birth of petitioner No.2 is 20.01.1998 and copies of Aadhar Card of petitioner No.1 and that of petitioner No.2 to this effect are attached as Annexures P1 and P2, respectively.

It has been submitted that the marriage of the petitioners was solemnized on 14.10.2020 according to Hindu rites at Prachin Pashupati Nath Shiv Mandir. The marriage certificate is attached as Annexure P3. Private respondents No. 4 to 6 are opposed to the marriage, as the petitioners had performed the marriage without their consent. The petitioners have submitted representation

dated 14.10.2020 (Annexure P4) to respondent No. 2 seeking protection of their lives and liberty at the hands of the private respondents.

After hearing counsel for the petitioners and without expressing any opinion on the merits of the case or the validity of the marriage and the age of the petitioners and keeping in view the binding precedent of the Hon'ble Apex Court in **Lata Singh v. State of U.P. and Another , 2006(2) SCC (Criminal) 478**, the present petition is disposed of with direction to respondent No. 2 to look into the said issue and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

October 20, 2020

Sonia Puri

Whether Speaking/Reasoned Yes/No

Whether Reportable Yes/No