

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

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**CRWP No.9143 of 2020
Decided on :05.11.2020**

Nisha and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present : Mr. D.S. Nigha, Advocate
for the petitioners.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

(The proceedings are being conducted through
video conferencing as per instructions.)

G.S. Sandhawalia, J. (Oral)

In the present petition filed under Article 226 of the Constitution of India, the petitioners seek directions to provide protection to the life and liberty from the private respondents Nos.4 and 5, who are parents of petitioner No.1, on account of their marriage which has taken place on 30.10.2020 as per Hindu rites and rituals at Chaaron Dham Shri Shiv Mandir, New Raja Garden, Mitthapur, Jalandhar. The marriage certificate has been appended as Annexure P-3.

The date of birth of petitioner No.1 is 05.05.2001 as per Aadhaar Card (Annexure P-1) and the date of birth of petitioner No.2 is 01.01.1993 as per Aadhaar Card (Annexure P-2). It has been averred that both the petitioners belong to different caste.

A representation dated 30.10.2020 (Annexure P-4) has also

been filed with respondent No.2 in this regard.

Notice of motion.

Mr. Rana Harjasdeep Singh, DAG, Punjab, accepts notice on behalf of the respondents/State.

After hearing counsel for the petitioners, without commenting upon the validity/legality of the marriage or the age of the petitioners and in view of the binding precedent of the **Hon'ble Apex Court in Lata Singh Vs. State of U.P. and another 2006(2) SCC (Criminal) 478**, the present petition is disposed of with the direction to respondent Nos.2 and 3 to look into the above said representation filed by the petitioners and take appropriate action in accordance with law and provide protection, if so required.

In case, there is any material concealment about any of the facts mentioned in the petition, it will be open to any of the parties to bring the same to the notice of this Court then this order will be liable to be withdrawn.

05.11.2020

Parveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No