

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
20/11/2021 16:52
I attest to the accuracy and
authenticity of this document

CRWP-9625-2020

Date of decision : 23.11.2020

Priya and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. D.S. Sandhu, Advocate
for petitioners.

Mr. Sidakmeet Singh Sandhu, DAG Punjab.

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HARINDER SINGH SIDHU, J.

The case is taken up through video conferencing on account of COVID 2019.

The present petition has been filed under Article 226 of Constitution of India seeking direction to respondent Nos. 2 and 3 to provide protection to the lives and liberty of the petitioners at the hands of private respondent Nos. 4 to 8.

It has been averred that the date of birth of petitioner No. 1 is 11.4.2001 while date of birth of petitioner No. 2 is 8.1.2000. Copy of matriculation certificate showing date of birth of petitioner No. 1 and copy of Aadhar Card showing date of birth of petitioner No. 2 are attached as Annexures P-1 and P-2 respectively.

It has been submitted that the marriage of the petitioners was solemnized on 15.11.2020 according to Sikh rites at Gurdwara Sahib Boria Samaj, Village Mansoorwal Dona, Kapurthala. The photographs and marriage certificate of marriage are attached as Annexure P-3 and Annexure P-4 respectively. Private respondent Nos. 4 to 8 are opposing to the marriage, as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 16.11.2020 (Annexure P-5) to respondents No. 2 and 3 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 Versus State of U.P. and another, 2006(2) SCC (Criminal) 478, the present petition is disposed of with direction to respondent No. 2 Senior Superintendent of Police, Kapurthala to look into the said issue and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

23.11.2020

sjks

Whether reasoned order : Yes / No
Whether reportable : Yes / No