

Criminal Writ Petition No. 1849 of 2021

Date of decision : April 29, 2021

Mamta and anotherPetitioners

Versus

State of Punjab and othersRespondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Vaibhav Sehgal, Advocate for the petitioners.

Mr. Saurav Khurana, DAG, Punjab.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to the outbreak of the pandemic, COVID-19.

Petitioners seek protection of their life and liberty as they apprehend danger at the hands of respondents No. 4 to 6 and other relatives because they have married each other on 20.02.2021 against the wishes of the said respondents.

Learned counsel for the petitioners identifies the petitioners on the basis of documents attached. It is contended that the petitioners are major, their dates of birth being 10.03.2000 and 21.04.1989, respectively. It is submitted that petitioners have solemnised marriage out of their free will and volition and that there is no legal impediment to their marriage. Aadhar card of both the petitioners are appended with the petition as Annexures P1 and P2, respectively. Marriage certificate is on record as Annexures P-3. Petitioners, it is stated, submitted representation dated 20.02.2021 (Annexure P4) to respondent No.2 i.e., the Senior Superintendent of Police, Kapurthala for redressal of their grievance but no action has been taken thereon.

Notice of motion to respondents No.1 to 3.

Mr. Saurav Khurana, DAG, Punjab, accepts notice on behalf of respondents No.1 to 3. Advance copy of the petition already stands served.

Without commenting upon the age of the petitioners or the validity of their marriage or the validity and genuineness of the certificates/documents appended with the petition, respondent No.2 – Senior Superintendent of Police, Kapurthala is directed to look into representation dated 20.02.2021 submitted by the petitioners and take appropriate action if any/as may be required, keeping in view the threat perception to the petitioners.

Petition is disposed of accordingly.

April 29, 2021

rts

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(Lisa Gill)

Judge