

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

CRWP-3602-2021

Date of decision : 20.09.2021

Neelamdeep Heer and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Navdeep Kalair, Advocate for the petitioners.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for directing respondent Nos.2 and 3 to protect the life and liberty of the petitioners.

It is the case of the petitioners that they both are major inasmuch as petitioner No.1 was born on 01.10.2002 as is apparent from her Aadhaar Card (Annexure P-2) and petitioner No.2 was born on 01.09.1998 as is apparent from his Passport (Annexure P-3) and Aadhaar Card (Annexure P-4), and have married each other on 07.04.2021, with their free consent and without any pressure and that this is their first marriage. Reliance has been placed upon the Marriage Certificate (Annexure P-5) and Photographs (Annexure P-6). It is also stated by the learned counsel for the petitioners that a detailed representation dated 07.04.2021 (Annexure P-7) has also been given to the Commissioner of Police, Hoshiarpur with regard to the same.

Learned counsel for the petitioners has submitted that the petitioners would be satisfied in case respondent No.2-Superintendent of Police is directed to look into the representation dated 07.04.2021 (Annexure P-7) and take appropriate action in accordance with law.

Learned counsel for the State has no objection in case respondent No.2-Superintendent of Police is directed to look into the representation dated 07.04.2021 (Annexure P-7) and take appropriate action in accordance with law.

After considering the abovesaid facts and without commenting upon the legality of the marriage and expressing any opinion on merits of the case, the present Criminal Writ Petition is disposed of with direction to respondent No.2 to look into the representation dated 07.04.2021 (Annexure P-7) and after considering the threat perception to the petitioners, respondent No.2 will take appropriate action in accordance with law.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioners, if involved in any other case.

(VIKAS BAHL)
JUDGE

September 20, 2021

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No