

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

**CRWP No.4653 of 2021
Date of Decision: 20.05.2021.**

Ashu and another

Petitioners.

Versus

State of Punjab and others

Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. R.K.Sharma, Advocate
for the petitioners.

Ms. Samina Dhir, 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 7 because they have married each other on 30.04.2021 against the wishes of the said respondents.

Both the petitioners, it is submitted, have solemnised marriage with each other out of their own free will and volition and it is their first marriage with there being no legal impediment thereto.

Learned counsel for the petitioners identifies the petitioners on the basis of the documents attached. It is contended that the petitioners are major, their dates of birth being 20.09.1990 and 12.08.1995, respectively.

Copy of 5th Class certificate of petitioner no.1 and copy of Matriculation

certificate of petitioner no.2 have been appended with the petition as Annexures P-1 and P-2, respectively. Copy of marriage certificate and photographs of marriage are on record as Annexure P-3 and P-4, respectively. Petitioners, it is stated, have submitted representation dated 10.05.2021 (Annexure P-5) to respondent No.2 for redressal of their grievance but no action has been taken thereon.

Notice of motion to Advocate General, Punjab.

Ms. Samina Dhir, DAG., Punjab accepts notice on behalf of respondent-State. Advance copy of the petition already stands served.

Without commenting upon the age of the petitioners or validity of their marriage or the validity and genuineness of the certificates/documents appended with this petition, respondent No.2—the Senior Superintendent of Police, Hoshiarpur, is directed to look into representation dated 10.05.2021, Annexure P-5 submitted by the petitioners and take appropriate action if any/as may be required, keeping in view the threat perception to the petitioners.

It is, however, made clear that this order shall have no effect on the validity of the alleged marriage of the petitioners and neither will any other civil or criminal proceedings initiated against the petitioners be barred due to this order.

Petition is disposed of accordingly.

May 20, 2021
rekha sharma

(LISA GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No