

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

106

**CRWP No.4795 of 2021
Decided on : 26.05.2021**

Ayesha and another

... Petitioners

Versus

State of U.T.Chandigarh and others

... Respondents

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

Present: Mr. Saqib Ali Khan, Advocate
for the petitioners.

(The proceedings have been 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 for issuance of a writ in the nature of mandamus directing the respondents No.1 to 3 to protect life and liberty of the petitioners from the hands of respondents No.4 to 6. Direction to decide the representation dated 22.05.2021 (Annexure P-5) of the petitioners has also been prayed for.

It is the case of the counsel for the petitioners that the petitioner No.1 is aged 22 years and her date of birth is 06.02.1999 as per Aadhaar Card (Annexure P-1) and she has completed her B.A. final year. The petitioner No.2 is 24 years old and his date of birth of is 23.10.1997 as per Aadhaar Card (Annexure P-2). Both the parties are Muslims as per religion. The petitioner No.1 is stated to be divorcee and divorce was granted with mutual consent from her earlier husband and she stated to have completed her period of Iddat. The petitioners are stated to have married on 21.05.2021. The marriage certificate and photographs of the marriage have been appended as Annexures P-3 & P-4, respectively. The threat perception is from respondents No.4 to 6, who are relatives of petitioner No.1.

Notice of motion.

Mr. V.S. Mahal, Advocate puts in appearance on behalf of the respondent-U.T. and stated that statements of the private respondents

alongwith the petitioners have been recorded, photocopy of which has been placed on record. He further submits that as per the said statements, private respondents have agreed that they will not interfere in the life and liberty as such of the petitioners, who have married on their own and they do not wish to associate with them.

Accordingly, keeping in view the above, no further orders are required to be passed in the present petition. The official respondent No.3 shall ensure that the private respondents as such are bound with their statements and shall take appropriate action if the said respondents create any trouble or difficulty to the married couple.

It is made clear that the said directions have been issued without commenting upon the validity/legality of the marriage or the age of the petitioners.

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.

Disposed of.

May 26, 2021
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No