

[143] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP No.6810 of 2021
Date of decision: 23.07.2021

Alisha Rani and another Petitioners

Versus

State of Punjab and others Respondents

Coram: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. S.K. Bishnoi, Advocate for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

2. Prayer in the Petition under Article 226 of the Constitution of India is for the issuance of directions to respondent Nos. 2 & 3 to protect the life and liberty of the petitioners and to restrain respondent Nos.4 and 5 from harassing or interfering in the peaceful married life of the petitioners.

3. Learned counsel contends that petitioner No.1 is 20 years of age as is evident from her Aadhar Card (Annexure P/1), wherein her date of birth is recorded as 05.02.2001, while petitioner No.2 is 24 years of age as is evident from his Aadhar Card (Annexure P/2) wherein his date of birth is recorded as 01.01.1997. Learned counsel contends that due to mutual liking for each other, besides fulfilling all conditions under the Hindu Marriage Act, 1955 so to entitle them to get married, the petitioners got married on 20.07.2021 as is evident from the marriage certificate (Annexure P/3) dated 20.07.2021 as well as photographs of marriage (Annexure P/4) without any

fraud, force, pressure, coercion or undue influence though against the wishes of respondent Nos.4 & 5 (parents of petitioner No.1) who are threatening them with harm to their life and liberty, therefore, the petitioners submitted representation Annexure P/5 dated 20.07.2021 to respondent No.2 i.e. Senior Superintendent of Police, Bathinda, seeking protection of their life and liberty but no action has been taken in respect thereto till date and that in the circumstances, the petitioners would be satisfied if the petition is disposed of by directing respondent No.2 to consider and decide the representation Annexure P/5 in accordance with law, in a time bound manner and to provide protection to them.

4. Notice of motion to respondent No.2 only.

5. Mr.Hittan Nehra, learned Addl. AG, Punjab who is present accepts notice on behalf of respondent No.2 and states that he has no objection to the limited prayer made by learned counsel for the petitioners.

6. Accordingly, in view of the decision of Hon'ble the Supreme Court in **Lata Singh vs. State of UP and others, JT 2006 (6) SC, 173** but without commenting upon the age of the petitioners, validity of their marriage or the authenticity of the documents attached with the petition, the petition is ***disposed of*** by directing respondent No.2 i.e. Senior Superintendent of Police, Bathinda, to consider and decide representation, Annexure P/5 dated 20.07.2021, submitted by the petitioners in accordance with law as expeditiously as possible and take such action in respect thereto as may be warranted keeping in view the threat perception to the petitioners.

However, it is made clear that this order shall not bar any civil or criminal

proceedings initiated against the petitioners in accordance with law.

23.07.2021
'Amit'

(B.S. Walia)
Judge

1.	Whether speaking/reasoned:	Yes/No.
2.	Whether reportable:	Yes/No.