

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021/08/05 16:28
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CRWP-7271-2021

Date of decision : 4.8.2021

Vinod Kumar and another

..... Petitioner (s)

Versus

State of Punjab and others

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Sandeep Arora, Advocate
for petitioners.

Mr. Sarabjit Singh Cheema, AAG Punjab.

(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

This petition has been filed under Article 226 of Constitution of India seeking direction to respondents No. 2 and 3 to provide protection to the lives and liberty of the petitioners at the hands of private respondents No. 4 and 5.

It has been averred that the date of birth of petitioner No. 1 is 1.2.1996 while date of birth of petitioner No. 2 is 8.5.2002. Copies of Aadhar Cards showing date of birth of petitioner No. 1 and petitioner No. 2 are attached as Annexure P-1 to Annexure P-2 respectively. To show that petitioner has been residing in Jalandhar for last 8 years and working as a mason, Aadhar Card of Nageshwar Singh is attached as Annexure P-3.

It has been submitted that the marriage of the petitioners was solemnized on 31.7.2021 in a Mandir at Panchkula. The photographs of marriage and marriage certificate are attached as Annexure P-4 Colly. and Annexure P-5 respectively. Private respondents No. 4 and 5 are opposing to the marriage as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 2.8.2021 (Annexure P-6) to respondent No. 2 seeking protection of their lives and liberty at the hands of the private respondents.

After hearing counsel for the petitioners and without expressing any opinion on the merits of the case or the validity of the marriage and the age of the petitioners and keeping in view the binding precedent of the Hon'ble Apex Court

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in Lata Singh Versus State of U.P. and another, 2006(2) SCC (Criminal) 478, the present petition is disposed of with direction to Commissioner of Police, Jalandhar (respondent No. 2) to look into the said issue and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

4.8.2021
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No