

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

111

**CRWP-7873 of 2021
Date of Decision: September 17, 2021**

Ahsana and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr. M.D. Khan, Advocate
for the petitioners.

Mr.Surender Singh, AAG, Haryana.

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HARINDER SINGH SIDHU, J.

This petition has been filed under Article 226/227 of the Constitution of India seeking direction to respondent Nos.1 to 3 to provide protection to the lives and liberty of the petitioners at the hands of private respondent Nos.4 to 8.

It has been averred that the date of birth of petitioner No.1 is 01.01.2003 while date of birth of petitioner No.2 is 01.01.1995. Copies of Aadhar Cards showing date of birth of petitioner No.1 and petitioner No.2 are attached as Annexure P-1 to P-2 respectively. It is further averred that petitioner No.2 was earlier married but he has obtained Talaaq from her first wife in the year 2019.

It has been submitted that the marriage of the petitioners was solemnized on 11.08.2021 as per Shariat Act, 1937. The Nikah Naama of marriage are attached as Annexure P-3. Private respondent Nos.4 to 8 are

opposing to the marriage as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 12.08.2021 (Annexure P-4) 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 in Lata Singh Versus State of U.P. and another, 2006 (2) SCC (Criminal) 478, the present petition is disposed of with direction to Superintendent of Police, District Nuh (respondent No.2) to look into the said issue and take necessary action in accordance with law.

September 17, 2021
Ithlesh

(HARINDER SINGH SIDHU)
JUDGE

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No