

114 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8249-2021
Date of Decision:-01.09.2021

Akansha and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Amit Wadhwa, Advocate for the petitioners.

(Through Video Conferencing)

VIKAS BAHL, J. (Oral)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for directing respondent Nos.2 and 3 to protect the life and personal liberty of the petitioners.

It is the case of the petitioners that they both are major, inasmuch as petitioner No.1 was born on 09.06.2002 and petitioner No.2 was born on 08.07.1996, and have married each other on 25.08.2021 with their free consent and without any pressure. Reliance has been placed upon Aadhaar Cards (Annexures P-1 and P-2) as well as the Photographs and Marriage Certificate (Annexures P-3 and P-4, respectively). It is also stated by the learned counsel for the petitioners that a detailed representation dated 25.08.2021 (Annexure P-5) has also been given to respondent No.2 with regard to the same.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. P.S. Walia, Asstt. Advocate General, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2 looks into the representation dated 25.08.2021 (Annexure P-5) and takes appropriate action in accordance with law.

After considering the above-said facts and without commenting upon the legality of the marriage and expressing any opinion on merits of the case, the present Criminal Writ Petition is disposed of with a direction to respondent No.2 to look into the representation dated 25.08.2021 (Annexure P-5) and after considering the threat perception to the petitioners, respondent No.2 will take appropriate action in accordance with law.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioners, if involved in any case.

Accordingly, the present Criminal Writ Petition stands disposed of in the above-said terms.

(VIKAS BAHL)
JUDGE

01.09.2021.

Jitesh (JTS)

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.