

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

135

**CRWP No.11015 of 2020
Decided on : 01.01.2021**

Jaspinder Kaur and another

... Petitioners

Versus

State of Punjab and others

... Respondents

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

Present : Mr. Sartaj Singh Thakur, Advocate for the petitioners.

(The proceedings are being conducted through
video conferencing as per instructions.)

G.S. Sandhawalia, J. (Oral)

In the present petition filed under Article 226/227 of the Constitution of India, the petitioners seek directions to provide protection to their life and liberty from private respondents Nos.4 to 8, who are parents and relatives of petitioner No.1, on account of their marriage which has taken place on 29.12.2020 as per the Hindu rites and rituals in Prachin Pashupati Nath Shiv Mandir (Regd.) MDC, Sector-6, Panchkula. The marriage certificate and photographs have been appended as Annexure P-3 and P-4.

Counsel for the petitioners has also placed on record the photocopy of the matriculation certificate issued by the Punjab School Education Board. The petitioners are stated to be major, as the date of birth of petitioner No.1 is 03.12.2002 as per matriculation certificate and the date of birth of petitioner No.2 is 21.02.1993 as per Aadhaar card (Annexure P-2). It is averred that both the petitioners were unmarried

before this marriage. It is further submitted that petitioner No.2 is doing the private job and able to bear the expenses of marriage life.

A representation dated 29.12.2020 (Annexure P-5) has also been filed with respondent No.2 in this regard.

Notice of motion.

Mr. R.S. Thind, DAG, Punjab accepts notice on behalf of the State.

After hearing counsel for the petitioners, without commenting upon the validity/legality of the marriage or the age of the petitioners and in view of the binding precedent of the **Hon'ble Apex Court in Lata Singh Vs. State of U.P. and another 2006(2) SCC (Criminal) 478**, the present petition is disposed of with the direction to respondent Nos.2 and 3 to look into the above said representation filed by the petitioners and take appropriate action in accordance with law and provide protection, if so required.

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will be open to any of the parties to bring the same to the notice of this Court then this order will be liable to be withdrawn.

01.01.2021
Parveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No