

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

(108)

CRWP-11083-2021.
Date of Decision:-24.11.2021.

Sarbjit Kaur 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.

Mr. K.S. Aulakh, DAG, Punjab.

(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 liberty of the petitioners.

It is the case of the petitioners that they both are major inasmuch as petitioner No.1 was born on 08.03.1997 and petitioner No.2 was born on 02.08.1994, and have married each other on 18.11.2021, with their free consent and without any pressure and that this is their first marriage. Reliance has been placed upon Aadhaar Cards (Annexures P-1 and P-2, respectively), the Marriage Certificate (Annexure P-3) and photographs (Annexure P-4). It is also stated in the petition that a detailed representation dated 18.11.2021 (Annexure P-5) has also been given to respondent No.2 with regard to the same.

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

On advance notice, Mr. Amit Gupta, Senior, DAG, Punjab, appears and accepts notice on behalf of respondent No.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-The Senior Superintendent of Police, District Moga, looks into the representation dated 18.11.2021 (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 direction to respondent No.2 to look into the representation (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 other case.

(VIKAS BAHL)
JUDGE

November 24, 2021.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No