

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

CRWP No.1449 of 2022

Date of Decision: 17.02.2022

Sandeep Kumari and Anr.

.....Petitioners

Versus

State of Haryana and Ors.

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Mohit Nehra, Advocate for the petitioners.

HARINDER SINGH SIDHU, J

The present petition has been filed under Article 226 of the Constitution seeking direction to respondent Nos.2 & 3 to provide protection to the lives and liberty of the petitioners at the hands of private respondent No.4.

It has been averred that the date of birth of petitioner No.1 is 24.11.1995 while date of birth of petitioner No.2 is 07.09.1993. Copies of Aadhar Cards of petitioner Nos.1 & 2 to this effect are attached as Annexures P-1 and P-2 respectively.

It has been submitted that petitioner No.1 was earlier married to someone and from the wedlock, two children were born, who are residing with her previous husband as a decree of divorce was passed vide order dated 12.11.2021 by the learned Addl. Principal Judge, Family Court, Sonapat based on the mutual consent of parties. The marriage of the petitioners was solemnized on 10.02.2022. The marriage Certificate and the photographs of marriage are attached as Annexure P-3 and Annexure P.4

(colly.) respectively. Private respondent No.4-father of petitioner No.1 is opposed to the marriage, as the petitioners had performed the marriage without his consent. The petitioners have submitted representation dated 10.02.2022 (Annexure P-5) to respondent No.2 seeking protection of their lives and liberty at the hands of the private respondent.

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 v. State of U.P. And another, 2006(2) SCC (Criminal) 478**, the present petition is disposed of with direction to respondent No.2 to look into the said issue and take necessary action in accordance with law.

February 17, 2022
manoj

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No