

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-1643-2022

Date of decision : 23.2.2022

Lakhvir Singh and another	Versus	 Petitioner (s)
State of Punjab and others		 Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vidit Bansal, Advocate
for petitioners.

Mr. A.A. Pathak, Additional A.G. Punjab.

(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

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

Petitioners are major. Copies of Aadhar Cards showing date of birth of petitioner No. 1 and petitioner No. 2 are attached as Annexure P-1 and Annexure P-2 respectively. Petitioner No. 2 was earlier married. Her husband died on 16.10.2013. She has 2 sons from her first marriage namely Satwinder Singh aged 13 years and Maninder Singh aged 9 years. Both of them are studying and are living with petitioners. Petitioner No. 1 is doing a private job and earns Rs. 16000/- per month. Petitioner No. 2 is running a boutique/parlour and have grocery shop in the village from which she earns approximately Rs. 12000/- per month. Both of them have sufficient means and property to cater to the needs and basic necessities of children and to provide them good education.

It has been submitted that the marriage of the petitioners was solemnized on 8.1.2022. The marriage certificate and photographs of marriage are attached as Annexure P-3 and Annexure P-4 respectively. Private respondent No. 4 is opposing to the marriage as the petitioners had performed the marriage

without her consent. The petitioners have submitted representation dated 15.2.2022 (Annexure P-5) 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 Senior Superintendent of Police, Moga (respondent No. 2) to look into the said issue and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

23.2.2022
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No