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

CRWP-3904-2022

Date of decision : 27.04.2022

Suraj and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Prince Sodhi, Advocate for
Mr. Ranjeet Jaswal, Advocate for the petitioners.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

The present Criminal Writ Petition has been filed under Articles 226/227 of the Constitution of India for directing respondent Nos.1 to 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 01.01.1996 and petitioner No.2 was born on 01.01.2001, and have married each other on 15.04.2022, 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) and the Marriage Certificate (Annexure P-3).

Learned counsel for the petitioners has pointed out that in fact, the representation dated 16.04.2022 (Annexure P-4) has been given to respondent No.2-Senior Superintendent of Police, SAS Nagar, Mohali and has shown the copy of the same today in the Court but however, on account

of inadvertent/typing error, in the typed copy of the said representation (Annexure P-4), the representation has wrongly been addressed to the Superintendent of Police, Faridabad. It is further submitted that the receipt showing the representation addressed to respondent No.2-Senior Superintendent of Police, SAS Nagar, Mohali has also been attached which is at page 18 of the paper book.

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

On advance notice, Mr. Sarabjit S. Cheema, AAG, 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-Senior Superintendent of Police, looks into the representation dated 16.04.2022 (Annexure P-4) and takes appropriate action in accordance with law.

After considering the abovesaid 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 dated 16.04.2022 (Annexure P-4) 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.

27.04.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No