

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

CRWP-4085-2022

Date of decision : 02.05.2022

Sandhya Jaiswal and another

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Abhinav Kalia, Advocate for
Mr. Namit Khurana, Advocate
for the petitioners.

Mr. Munish Sharma, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for directing the official respondents 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 02.03.2004 as is apparent from her Aadhaar Card (Annexure P-1) and petitioner no.2 was born on 01.01.2001 as is apparent from his Aadhaar Card (Annexure P-2), and have married each other on 27.04.2022, with their free consent and without any pressure and that this is their first marriage. Reliance has been placed upon the Marriage Certificate (Annexure P-3) and photographs (Annexure P-4). It is also stated by the learned counsel for the petitioners that a detailed representation dated 28.04.2022 (Annexure P-5) has also been given to respondent no.2 with

regard to the same.

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

On advance notice, Mr. Munish Sharma, AAG, Haryana, 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 she has no objection in case, respondent no.2-Superintendent of Police, Yamuna Nagar, looks into the representation dated 28.04.2022 (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- Superintendent of Police, Yamuna Nagar, to look into the representation dated 28.04.2022 (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

May 02, 2022.

Davinder Kumar

Whether speaking/reasoned:-
Whether reportable:-

Yes/No
Yes/No