

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

120

CRWP-5083-2022

Date of decision: 26.05.2022

Madhu and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present: Mr. Sahil Soi, Advocate for the petitioners.

Mr. B.S. Sewak, Addl. A.G., Punjab.

HARINDER SINGH SIDHU, J.

Present criminal writ petition has been filed under Article 226 of the Constitution of India seeking direction to respondent Nos.1 to 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 17.12.1991 while date of birth of petitioner No.2 is 15.03.1997. Copies of Aadhar Cards of petitioner Nos.1 & 2 to this effect are attached as Annexures P-3 and P-3 respectively.

It has been submitted that it is the second marriage of

petitioner No.1 as she is a widow and first marriage of petitioner No.2. It has been submitted that the marriage of the petitioners was solemnized on 20.05.2022 according to Sikh Rites at Gurudwara Dashmesh Pita Patshahi Dasvi, Village Singa Devi, Tehsil Kharar, District Mohali. The marriage Certificate attached as Annexure P-1. Private respondent No. 4 is opposed to the marriage, as the petitioners had performed the marriage without his consent. The petitioners have submitted representation dated 21.05.2022 (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 representation and take necessary action in accordance with law.

26.05.2022
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(HARINDER SINGH SIDHU)
JUDGE

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| 1. | Whether reportable? | Yes / No |
| 2. | Whether reasoned / speaking? | Yes / No |