

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-6413-2022

Date of decision : 7.7.2022

Ashima Sharma and another

..... Petitioner (s)

Versus

State of Punjab and others

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Barjesh Kumar Sharma, Advocate
for petitioners.

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

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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 respondents.

Petitioner No. 1 is a Muslim. It is stated that she has converted her religion from Muslim to Hindu. In this regard, conversion affidavit is annexed as Annexure P-3. It has been averred that the date of birth of petitioner No. 1 is 22.4.1997 while date of birth of petitioner No. 2 is 7.8.1995. Copies of Aadhar Cards showing date of birth of petitioner No. 1 and petitioner No. 2 are attached as Annexure P-1 to Annexure P-2 respectively.

It has been submitted that the marriage of the petitioners was solemnized on 28.6.2022. The marriage certificate and photographs of marriage are attached as Annexure P-4 and Annexure P-5 respectively. Private respondents are opposing to the marriage as the petitioners had performed the marriage without their consent. The petitioners have submitted representation dated 2.7.2022 (Annexure P-9) 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, District Malerkotla (respondent No. 2) to look into the said representation and take necessary action in accordance with law.

(HARINDER SINGH SIDHU)
JUDGE

7.7.2022
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No