

CRWP-9612-2022

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(137)

CRWP-9612-2022.

Date of Decision:-06.10.2022.

Abhishek and another

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Sarvesh Kumar Gupta, Advocate for the petitioners.

Mr. Deepak Bhardwaj, DAG, Haryana.

ALOK JAIN, J. (Oral)

The present Criminal Writ Petition has been filed under Article 226 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 19.07.2000 and petitioner No.2 was born on 23.04.2002, and have married each other on 03.10.2022, 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, respectively), the Marriage Certificate (Annexure P-3) and photographs (Annexure P-4). It is also stated in the petition that a detailed representation dated 03.10.2022 (Annexure P-5) has also been given to respondent No.2 with regard to the same.

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

On advance notice, Mr. Deepak Bhardwaj, DAG, Haryana, appears and accepts notice on behalf of respondent No.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-Superintendent of Police, Yamuna Nagar, looks into the representation dated 03.10.2022 (Annexure P-5) 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 (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 case.

(ALOK JAIN)
JUDGE

October 06, 2022.

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Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No