

CRWP-10246-2022 (O&M)

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

(113)

CRWP-10246-2022.
Date of Decision:-29.10.2022

Manisha and another

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Ms. Sonia Diwan, Advocate for the petitioner.

Ms. Geeta Sharma, 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 21.12.2002 and petitioner No.2 was born on 01.01.2001, and have married each other on 27.10.2022, 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), photograph and the Marriage Certificate (Annexure P-3). Counsel for the petitioners submits that there is a threat perception to the petitioners at the hands of respondent Nos.4 and 5 for which they have

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also moved a representation on 26.10.2022 (Annexure P-4) to respondent No.2.

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

On advance notice, Ms. Geeta Sharma, DAG, Haryana, appears and accepts notice on behalf of respondent No.1 to 3 and on a specific query put by this Court, she has stated that she has no objection in case, respondent No.2-The Superintendent of Police, Fatehabad, looks into the representation dated 26.10.2022 (Annexure P-4) and takes appropriate action in accordance with law. In fact, it is submitted by the counsel for the State that the mobile numbers given in the representation are switched off and despite best efforts, they are not approachable.

Faced with the said situation, counsel for the petitioners submits that they will approach the office of respondent No.2 today.

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 that in case the petitioners approach respondent No.2, he shall look into the representation (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 case.

(ALOK JAIN)
JUDGE

October 29, 2022.

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Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No