

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(125)

CRWP-11372-2022

Date of decision: - 05.12.2022

Baljit and another

....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Rajender Kumar, Advocate,
for the petitioners.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for directing respondent Nos.2 and 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 12.04.1995 and petitioner No.2 was born on 31.07.1999 and have married each other on 29.11.2022, with their free consent and without any pressure and that this is their first marriage. Reliance has been placed upon matriculation certificate and Aadhar Card (Annexures P-1 & P-3) and the photographs and marriage certificate (Annexures P-4 and P-5). It is also stated by the learned counsel for the petitioners that a detailed representation dated 29.11.2022 (Annexure P-6) has also been given to the Superintendent of Police,

Kaithal, with regard to the same.

Notice of motion to respondent No.1 to 3 only.

On advance notice, Mr. Praveen Bhadu, AAG, Haryana, appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, learned State counsel has stated that he has no objection in case, respondent No.2-Superintendent of Police, Kaithal looks into the representation dated 29.11.2022 (Annexure P-6) 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 dated 29.11.2022 (Annexure P-6) 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.

December 05, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No