

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CWP-10607-2023

Date of decision: 17.05.2023

SUMAN AND ANOTHER

.....Petitioners

VERSUS

THE STATE OF HARYANA AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Sandeep Kumar Yadav, Advocate
for the petitioner.

Ms. Pankaj Mulwani, DAG, Haryana
for respondent No.1 & 2.

Mr. Vivek Saini, Advocate
for respondents No.3-M.C. Narnaul.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing the respondents to register the marriage of the petitioners in accordance with the provisions of Haryana Compulsory Registration of Marriage Act, 2008.

Learned counsel appearing on behalf of the petitioners contends that petitioner No.1 was born on 10.09.1994 and petitioner No.2 was born on 05.01.1983 and the marriage of the petitioners was solemnized on

CWP-10607-2023

-2-

29.10.2009 as per their customs at village and a certificate in this regard was also issued by Gram Panchayat dated 20.04.2023 (Annexure P-4). Now, Petitioner No.1 has been selected as a primary teacher in Rajasthan where it is mandatory that marriage of the petitioner should be registered and therefore the petitioners applied for registration of marriage before respondents and prepared all the documents as per requirements under the Haryana Compulsory Registration of Marriages Act, 2008.

It is contended that the petitioners has sent a representation dated 21.04.2023 (Annexure P-7) to the respondents-authorities for registration of marriage but till date no action has been taken thereupon.

Learned counsel appearing on behalf of the petitioners contends that he would be satisfied at this juncture in case the respondent No.3-Registrar, Marriages-cum-M.C. Narnaul is directed to look into the representation dated 21.04.2023 (Annexure P-7) and to pass a reasoned and speaking order thereupon in a time bound manner.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana appears and accepts notice on behalf of respondents No.1 & 2.

Mr. Vivek Saini, who is the Additional Advocate General Haryana and would thus be on the panel of all statutory Board and Corporations of the State of Haryana has been requested to accept notice on behalf of the respondents No.3-M.C. Narnaul.

CWP-10607-2023

-3-

On the asking of the Court, he accepts notice on behalf of respondents No.3-M.C. Narnaul and has no objection in the event such prayer of the petitioner as aforesaid is accepted.

Accordingly, the present petition is disposed of with consent and without commenting on the merits of the claim, with a direction to the respondent No.3-Registrar, Marriages-cum-M.C. Narnaul to examine the grievance espoused by the petitioner in the representation dated 21.04.2023 (Annexure P-7) and to pass a reasoned and speaking order thereupon within a period of 02 months of the receipt of certified copy of this order after affording an opportunity of hearing to the respective parties.

The petition is accordingly disposed of.

(VINOD S. BHARDWAJ)
JUDGE

MAY 17, 2023
Vishal Sharma

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No