

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

259

CRWP-10323-2023

Date of decision: 03.11.2023

KAILASH RANI AND ANOTHER

.... PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Parvesh Sachdeva, Advocate
for the petitioners.

Mr. Harkanwar Jeet Singh, AAG, Punjab.

JASJIT SINGH BEDI, J. (Oral)

1. The learned counsel for the petitioners submits that this is the first marriage between the petitioners.
2. The petitioners have prayed for the issuance of necessary directions to the official respondents for protecting their civil/personal rights and liberties from being invaded by the private respondents. The petitioner No.1-Kailash Rani is stated to be major as according to the Aadhar Card (Annexure P-1), her exact date of birth is 10.02.2005 whereas the petitioner No.2-Prince Kumar is stated to be minor as according to the Aadhar Card (Annexure P-2), his exact date of birth is 21.11.2002. The petitioners are alleged to have solemnized marriage on 04.10.2023 (Annexure P-3). They feel reasonable apprehension and a threat perception at the hands of the private respondents and pray that their personal/civil rights be not violated by them.

3. Precisely, in the context of the aforesaid relief, the petitioners have approached the Senior Superintendent of Police, Fazilka, District Fazilka-respondent No.2 by way of a representation dated 12.10.2023 (Annexure P-5).

4. Mr. Harkanwar Jeet Singh, AAG, Punjab has put in appearance on behalf of respondent Nos.1 to 3.

5. At this stage, without expressing any opinion as to the validity of the marriage and majority of the petitioners, it would be just and appropriate to direct respondent No.2 to look into the grievance of the petitioners and pass an appropriate order on merits in accordance with law. Respondent No.2 would pass necessary order without being influenced by any pleadings made in the petition. It would be appreciated if the needful is done within a period of one month from the date of receipt of a certified copy of this order.

6. However, it is made clear that this order shall not debar the official respondents from proceeding against any of the parties, if they are involved in any other case.

7. The petition stands disposed of accordingly.

(JASJIT SINGH BEDI)
JUDGE

November 03, 2023
Kusum

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No