

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRWP-10330-2023

Date of Decision:-19.10.2023

Arti Sharma & Anr.

.....Petitioners.

Vs.

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Karanveer Singh, Advocate for
Mr. Sukhdeep Singh, Advocate for the Petitioners.

JASJIT SINGH BEDI, J.(ORAL)

The learned counsel for the petitioners submits that this is the first marriage between the petitioners.

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 petitioners claim themselves to be majors. According to the copies of the Aadhar Cards (Annexure P-1 and P-2), the exact date of birth of the petitioner No.1 is 15.03.1992 and the date of birth of the petitioner No.2 is 18.09.1995. Petitioner no.2-Ish Kumar was earlier married to Usha on 12.04.2015 and out of the said wedlock one female child was born on 20.07.2016. Thereafter the petitioner no.2 got decree of divorce vide order dated 24.04.2019 passed by Principal District Judge, Family Court, Bhiwani.

The petitioners are alleged to have solemnized marriage on 16.10.2023 (Annexure P-5) on attaining the age of majority. 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.

Precisely, in the context of the aforesaid relief, the petitioners have approached the Superintendent of Police, Bhiwani-respondent No.2 by way of a representation dated 16.10.2023 (Annexure P-7).

Notice of motion to respondent Nos.1 to 3.

On the asking of the Court, Mr. Ravish Kaushik, Additional Advocate General, Haryana accepts notice on behalf of respondent Nos.1 to 3.

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.

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.

The petition stands disposed of accordingly.

(JASJIT SINGH BEDI)
JUDGE

October 19, 2023

Vinay

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