

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

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2024:PHHC:025233
CWP-12566-2023 (O&M).
Date of Decision: 22.02.2024.

PARMINDER SINGH

..Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.. Respondent(s)

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

PRESENT None for the petitioner.

Mr. T.P.S. Chawla, Sr. DAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the present writ petition was for issuing directions to the respondents to receive the application of the petitioner for registration of marriage with Ramandeep Kaur daughter of Gurcharan Singh which was allegedly solemnised on 07.04.2023.

Mr. Vikram Sharma, Advocate, enters appearance and files memo of appearance on behalf of Ramandeep Kaur.

Reply on behalf of respondents No.1 to 3 by way of affidavit of Jitendra Jorwal, IAS, Deputy Commissioner, Sangrur, has been filed today in the Court. The same is taken on record. A copy thereof has been supplied to the counsel for the petitioner.

Learned State counsel contends that the true and correct facts have been concealed and the petitioner and his claimed wife Ramandeep

Kaur never approached respondent No,2 regarding the registration of the marriage and no such application was ever submitted by the petitioner and his claimed wife regarding the registration of marriage and as such, the question of denial of registration of marriage does not arise at all.

Learned State counsel has also referred to an Email sent by Ramandeep Kaur to the Deputy Commissioner, Sangrur, wherein she has stated that the petitioner is seeking registration of a marriage allegedly solemnised on 07.04.2023 between her and the petitioner. She denied the solemnization of marriage and has also denied having submitted any application for getting the marriage registered. It is also stated that Ramandeep Kaur (the applicant) is not ready and willing to get the registration of the alleged marriage done.

Learned counsel for Ramandeep Kaur has also reiterated similar submissions.

Under the given circumstances, the factum of marriage itself is under dispute and Ramandeep Kaur, the claimed wife of the petitioner is herself disputing the fact of marriage. It is also submitted that she has never submitted any application for seeking registration of any such marriage.

In view of above, the prayer made in the present writ petition cannot be answered as it gives rise to disputed questions of fact as regards the solemnization of marriage.

The present petition is accordingly disposed of with liberty to the parties to pursue their remedies as per law.

February 22, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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