

2024:PHHC:125524



145.

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRWP-9215-2024

Date of decision: 23.09.2024

Anjeela and another

.... Petitioners

Versus

State of Haryana and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Munish Gulati, Advocate, for the petitioners.

Mr. Rajiv Sidhu, DAG, Haryana.

GURBIR SINGH, J. (Oral)

1. Present petition has been filed *inter alia* with a prayer for issuance of directions to respondent Nos.2 and 3 to protect life and liberty of the petitioners at the hands of respondents No.4 to 7 and to restrain them to interfere in their personal lives.

2. It has been averred that date of birth of petitioner No.1 is 01.01.2005 while date of birth of petitioner No.2 is 01.01.2005. Copies of Aadhar Cards of petitioner Nos.1 & 2 to this effect are attached as Annexures P-1 and P-2 respectively.

3. Vide order dated 20.09.2024, this Court passed the following order:-

“When faced with the situation that the petitioners have any other proof regarding their date of birth except Aadhar

Cards, learned counsel for the petitioners, on instructions, submits that there is no other document in their possession at this stage.

Let affidavit be filed to that effect.

Adjourned to 23.09.2024.”

3.1 Pursuant to aforesaid order, petitioners have filed separate affidavits dated 20.09.2024 in Court today, to the effect that their date of birth is 01.01.2005 and they have no other document except aadhar cards. Said affidavits are taken on record.

4. It has been submitted that the petitioners have performed nikah on 17.09.2024. Their Marriage Certificate is attached as Annexure P-3. Private respondents No.4 to 7 had opposed to their nikah, as the petitioners had performed nikah without their consent. The petitioners have submitted representation dated 14.09.2024 (Annexure P-4) to respondent No.2-Superintendent of Police, Palwal, seeking protection of their lives and liberty at the hands of the private respondent, but no action has been taken thereon.

5. Notice of motion to respondent Nos.1 to 3 only at this stage.

6. Mr. Rajiv Sidhu, DAG, Haryana accepts notice on behalf of respondents No.1 to 3.

6.1 Let a copy of this petition be supplied to the learned State counsel during the course of the day.

7. Without expressing any opinion on the merits of the case and in particular the legality of the alleged relationship, the present petition is disposed of with a direction to respondent No.2-Superintendent of Police, Palwal, to forthwith consider the aforesaid representation dated 14.09.2024

(Annexure P-4) made on behalf of the petitioners and thereafter, take appropriate action on the same as is deemed fit in accordance with law to ensure the protection of life and liberty of the petitioners. Till then, protect the life and liberty of the petitioners. Respondent No.2 would pass necessary order without being influenced by any pleadings made in the petition.

8. It is made clear that this order shall not be taken to validate the alleged relationship between the petitioners or protect them from legal action for violation, if any, committed by them.

(GURBIR SINGH)
JUDGE

September 23, 2024
sanjeev

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