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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-2842-2024
Date of decision: 28.03.2024

Gurleen Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. G.S. Brar, Advocate for the petitioners.

Mr. Kunwarbir Singh, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

1. The present Criminal Writ Petition has been filed under Articles 226 of the Constitution of India for directing respondent Nos.2 and 3 to protect the life and liberty of the petitioners.
2. It is the case of the petitioners that they both are major inasmuch as petitioner No.1 was born on 22.03.2000 and petitioner No.2 was born on 13.01.1992, and have married each other on 24.03.2024, with their free consent and without any pressure and that this is their first marriage. Reliance has been placed upon Birth Certificates (Annexures P-1 and P-4), the Marriage Certificate (Annexure P-6) and Photographs (Annexure P-5). It is also stated by the learned counsel for the petitioners that a detailed representation dated 27.03.2024 (Annexure P-7) has also

been given to respondent No.2 with regard to the same.

3. Notice of motion to respondent Nos.1 to 3 only.
4. On advance notice, Mr. Kunwarbir Singh, AAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Senior Superintendent of Police, looks into the representation dated 27.03.2024 (Annexure P-7) and takes appropriate action in accordance with law.
5. After considering the abovesaid facts and without commenting upon the legality of the marriage and expressing any opinion on merits of the case, the present Criminal Writ Petition is disposed of with direction to respondent No.2 to look into the representation dated 27.03.2024 (Annexure P-7) and after considering the threat perception to the petitioners, respondent No.2 will take appropriate action in accordance with law.
6. It is, however, clarified that this order shall not debar the State from proceeding against the petitioners, if involved in any criminal case.

28.03.2024
Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No