

Court No. - 84

Case :- WRIT - C No. - 41369 of 2023

Petitioner :- Smt. Rakhi And Another

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Mohammad Abid Ali

Counsel for Respondent :- C.S.C.

Hon'ble Arun Kumar Singh Deshwal, J.

1. Heard learned counsel for the petitioners as well as learned Standing Counsel for the State.

2. Instant Civil Misc. Writ Petition under Article 226 of the Constitution has been filed by the petitioners with the following prayer:-

"i) To issue a writ, order or direction in the nature of mandamus commanding/directing the respondents specially the police authorities to provide protection to the petitioners to save their lives and liberty.

ii) Issue a writ, order or direction in the nature of mandamus commanding/restraining the respondents specially the police authorities from interfering in the peaceful married lives of the petitioners as husband and wife."

3. The contention of counsel for the petitioners is that both the petitioners are major and willingly married and living together as husband and wife. It is also submitted that they have also applied for online registration of their marriage on 23.11.2023. In support of the majority of the petitioner no. 1, High School Marksheet has also been annexed in the petition. It is further submitted that because of the marriage of the petitioners, family members of petitioner no. 1 are not happy and they are harassing the petitioners. It is next submitted that the petitioner no. 1 has also moved an application dated 23.11.2023 through registered post before respondent no. 2 i.e. Senior Superintendent of Police, Bareilly, seeking protection for herself and petitioner no. 2.

4. Learned Standing Counsel raised objection on contention made by learned counsel for the petitioners.

5. Considering the aforesaid submissions and upon perusal of record, present writ petition is ***disposed of*** with a direction to Senior Superintendent of Police, Bareilly i.e. respondent no. 2 to consider the application dated 23.11.2023 filed by petitioner no. 1 and pass appropriate order for the protection of peaceful married life of the petitioners, if there is no legal impediment.

6. It is further directed that till disposal of the aforesaid application, the Senior Superintendent of Police, Bareilly, will ensure that no person will interfere in the peaceful married life of the petitioners.

Order Date :- 1.12.2023

Anjali