

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8485 of 2023

Petitioner :- Priya Arya Alias Alsifa Bano And Another

Respondent :- State Of U.P. Thru. Secy. Home Civil Sectt.
Lko. And Others

Counsel for Petitioner :- Sumit Chauhan

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,J.

Heard learned counsel for the petitioners, learned AGA who appears on behalf of State-respondents and perused the record.

This writ petition has been filed praying the following main relief:

*"I. Issue a writ, order or direction in the nature of **MANDAMUS** directing the opposite parties 1 to 3 to secure the marital life and liberty of the petitioners and not to harass the petitioners and their family members in any manner."*

It has been submitted by the learned counsel for the petitioners that the petitioner nos. 1 and 2 both are major. The petitioner no. 1 who belonged to muslim community earlier converted herself into Hindu Religion and married the petitioner no. 2 out of her own sweet will. The opposite party no. 4 is the father of petitioner no. 1, is annoyed with such marriage and has approached the police who is harassing the petitioners, hence, this petition has been filed with the aforesaid prayer.

This Court has perused the documents filed along with the writ petition, it appears that the petitioner no. 1 approached the Arya Samaj Mandir, Aawas Vikas Colony, Sitapur and converted to Hindu Religion on 17.11.2020. The petitioners thereafter solemnized their marriage according to Hindu Rituals on 22.11.2020.

This Court is of the opinion that in case, the opposite party no. 4 threatens the petitioners, they have remedy under Sections 154, 156 and 200 of Cr.P.C. to approach the authority concerned.

In view of the aforesaid, writ petition is finally **disposed of**.

It is clarified that this Court has not validated the marriage of the petitioners which the petitioners shall get registered under the U.P. Marriage Registration Rule, 2017.

Order Date :- 3.11.2023/AKK