

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8953 of 2023

Petitioner :- Tarnnum Bano Alias Tarrannum Bano And Another

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Home Lko. And Others

Counsel for Petitioner :- Shailendra Kumar Tiwari

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,J.

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

2. Learned counsel for the petitioners has pointed out that as per the High School mark sheet of the petitioner no. 1, she was born on 9.4.1990 and is major.

3. It has been submitted by the learned counsel for the petitioners that both the petitioners are major and have married with each other out of their own free will but the opposite party nos. 4 and 5 being the brothers of petitioner no. 1 is harassing the petitioners mentally and physically with the collusion of local police and threatening them to arrest the petitioners in a very illegal and arbitrary manner, hence, this petition has been filed praying the following main reliefs:

"I) issue a writ, order or direction in the nature of Mandamus commanding opposite parties particularly opposite party no. 2 and 3 to protect life and liberty of the petitioners and their family members and also direct not to harass, threaten and interfere in peaceful matrimonial life of the petitioners in any manner and also direct the Opposite Party No. 2 to give the protection to the petitioners and their family members.

II) issue a writ, order or direction in the nature of Mandamus commanding opposite parties particularly opposite party no. 2 and 3 to not to take any action against the petitioners and their family members on the basis of false complainant of the Opposite Party No.4 & 5."

4. This Court is of the opinion that in case, the opposite party nos. 4 and 5 threatens the petitioners, they have remedy under Sections 154, 156 and 200 of Cr.P.C. to approach the authority concerned.

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

Order Date :- 23.11.2023

AKK