

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 9615 of 2023

Petitioner :- Smt. Nidhi Sharma And Another

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

Counsel for Petitioner :- Nevedita Gupta, Jayanti Shukla

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 12.7.1995 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 no. 4 being the father of petitioner no. 1 is harassing the petitioners mentally and physically 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) a writ, order or direction in the nature of Mandamus, commanding the opposite party no. 1 to 3 not to harass the Petitioners on the behest of opposite party no. 4, in the interest of justice.

(ii) Issue a writ, order or direction in the nature of Mandamus commanding the opposite party no. 1 to 3 to ensure protection of lives of the petitioner no. 1 and the petitioner no. 2."

4. 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.

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

6. However, it is made clear that by passing this order, this Court is not validating the marriage of the petitioners.

Order Date :- 19.12.2023

AKK