

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS  2024:UHC:7984-DB
			WPCRL No.1190 of 2024 <u>Hon'ble Manoj Kumar Tiwari, A.C.J.</u> <u>Hon'ble Vivek Bharti Sharma, J.</u> Mr. M.K. Ray, learned counsel, for the petitioners. 2. Mr. K.S. Bora, learned DAG, with Mr. J.P. Kandpal, learned Brief Holder, for the State of Uttarakhand. 3. Petitioners have filed this writ petition for protection. According to them due to their marriage against the wish of parents and family members of petitioner no.1, they are extending threat to both the petitioners. 4. Both the petitioners appeared before us, who are duly identified by learned counsel for the petitioners. We interacted with them. Petitioner no.2, stated that he runs a tailoring shop at Amori, District Champawat, and he further submits that he is a commerce graduate. Petitioner no.1 stated that she has studied up to 12th standard. 5. As per documents enclosed in the writ petition both the petitioners are major. Certain photographs have been enclosed in support of their claim that they are legally married. Certificate of the registration of marriage is also enclosed issued by the Marriage Registration Officer, Ghaziabad as Annexure no.1, which indicates that marriage was registered on 21.10.2024. 6. Learned counsel for the petitioners submits that

since there is difference in caste between the petitioners, which appears to be the reason of annoyance of the private respondents.

7. Since both the petitioners are major and have voluntarily decided to live together as husband and wife, therefore, in view of law laid down by Hon'ble Supreme Court in the case of *Lata Singh Vs. State of U.P. and Another; 2006 (5) SCC 475*, they are entitled to protection.

8. Accordingly, writ petition is disposed of with direction to SHO, Police Station/Kotwali Champawat, District Champawat, to provide protection to petitioners for a period of 6 weeks to ensure that no harm is caused to them by private respondents or any other person acting at their behest. Upon expiry of 6 weeks, the SHO concerned shall make fresh assessment of threat perception of petitioners and take such steps, as are felt necessary.

9. Let supplementary affidavit be filed indicating marital status of the petitioners before entering into present matrimonial alliance during the course of the day.

10. Let a certified copy of this order be supplied today itself.

(Vivek Bharti Sharma, J) (Manoj Kumar Tiwari, ACJ)

24.10.2024

NR/

**NITESH
RAWAT**

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