

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

MONDAY, THE 16TH DAY OF NOVEMBER 2015/25TH KARTHIKA, 1937

WP(C).No. 34455 of 2015 (F)

PETITIONER(S) :-

1. SHIJU C.P., S/O.PUSHPAN C.K., KULAKKUZHIPARABIL,
MANAKKAPPADY P.O., KARUMALLOOR P.O., PIN - 683 511,
ERNAKULAM DISTRICT.
2. NAINA THOMAS, D/O.THOMAS, NJARAKKACHALIL,
THOTTAKKATTUKARA P.O., PIN - 683 108, ERNAKULAM.

BY ADVS.SMT.P.F.ROSY
SRI.V.M.SYAM KUMAR

RESPONDENT(S) :-

1. THE SUPERINTENDENT OF POLICE (RURAL) ,
ALUVA, ERNAKULAM DIST - 683 101.
2. CIRCLE INSPECTOR OF POLICE,
ALUVA CIRCLE, ERNAKULAM DIST - 683 101.
3. THE SUB INSPECTOR OF POLICE,
ALANGAD POLICE STATION, ALANGAD,
ERNAKULAM DIST - 683 511.
4. SRI.THOMAS, NJARAKKACHALIL,
THOTTAKKATTUKARA P.O., PIN - 683 108, ERNAKULAM.

R1 TO R3 BY STATE ATTORNEY SRI.P.VIJAYARAGHAVAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 16-11-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

JVT

APPENDIX

PETITIONER'S EXHIBITS :-

EXT.P1 :- TRUE COPY OF THE NOTICE DTD.4.11.2015 OF
INTENDED MARRIAGE UNDER THE SPECIAL MARRIAGE ACT 1954.

EXT.P2 :- TRUE COPY OF THE POSTAL RECEIPT
DTD.4.11.2015.

EXT.P3 :- TRUE COPY OF THE IDENTITY CARD ISSUED BY
THE ELECTION COMMISSION TO THE 1ST PETITIONER.

EXT.P4 :- TRUE COPY OF THE BIRTH CERTIFICATE OF THE
2ND PETITIONER.

EXT.P5 :- TRUE COPY OF THE SECONDARY SCHOOL LEAVING
CERTIFICATE ISSUED TO THE 2ND PETITIONER.

RESPONDENT'S EXHIBITS :- NIL.

//TRUE COPY//

P.A. TO JUDGE

**ASHOK BHUSHAN, C.J &
A.M. SHAFFIQUE, J.**

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Dated this the 16th day of November 2015

J U D G M E N T

Ashok Bhushan, CJ.

Heard the learned counsel for the petitioner and the learned Government Pleader.

2. No notice is required to be issued to the 4th respondent, in view of the order, which is being passed in the writ petition.

3. Petitioners' case in the writ petition is that both the petitioners, who are major, have submitted an application for their marriage to be registered under the Special Marriage Act. It is submitted that at the instance of the 4th respondent, the police is unnecessarily harassing the petitioners and the parents of the first petitioner.

4. Learned State Attorney, after obtaining instructions, would submit that a crime for man missing has already been registered as Crime No.815 of 2015, on the complaint of the 4th respondent.

5. If so advised, the petitioners may appear before the concerned Magistrate for getting their statement recorded. The

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-: 2 :-

police authorities shall render necessary protection for the appearance of the petitioners before the concerned Magistrate.

With the above observation, this writ petition is closed.

Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE

Sd/-
A.M. SHAFFIQUE
JUDGE

Jvt/16.11.2015.