

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

**CRWP-202-2017 (O&M)
Date of Decision: March 30, 2017**

Javed Khan

.....PETITIONER(s).

VERSUS

State of Haryana and others

.....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.Salim Ahmed, Advocate,
for the petitioner.

Mr.Vikramjeet Singh, Addl.AG, Haryana.

SURINDER GUPTA, J.(Oral)

As per statement of Naziya daughter of Javed Khan recorded by Judicial Magistrate, 1st Class, Nuh/Mewat, she had married respondent No.4-Tofik and is living with him in Safe House of her own volition.

Admittedly, Naziya is a major and if she had married Tofik-respondent No.4 and is living with him, she cannot be termed as detinue.

Learned State counsel submits that now Naziya and Tofik have left the Safe House and are living together of their own at some other place.

Learned counsel for the petitioner submits that Tofik is already married and as such, his marriage with Naziya is not a valid one.

Keeping in view the statement of Naziya recorded by Judicial Magistrate, 1st Class, Nuh/Mewat, this petition is dismissed. However, the petitioner will be at liberty to avail other legal remedies available to him.

**(SURINDER GUPTA)
JUDGE**

March 30, 2017
Paritosh Kumar

***Whether speaking/reasoned:
Whether Reportable:***

***Yes/No
Yes/No***