

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

CRWP No.1604 of 2020

Date of Decision: 13.02.2020

Mustkeena and another

.....Petitioners

Vs

State of Haryana and others

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Petitioners in-person along with
Mr. Krishan Singh, Advocate.

RAJ MOHAN SINGH, J.(Oral)

By way of filing the present petition under Article 226 of the Constitution of India, the petitioners seek issuance of necessary directions for the protection of their lives and personal liberties from being violated by private respondents.

Petitioners claimed themselves to be major and have contracted Nikah on 08.02.2020 according to Muslim customs, but against the wishes of their family members. They have relied upon Nikahnama in the context of validity of Nikah. They have also moved a representation dated 08.02.2020 (Annexure P-4) to the Superintendent of Police, Yamuna Nagar and S.H.O., Police Station City Jagadhri, District Yamuna Nagar.

Notice of motion to respondents No.1 to 3.

On asking of the Court, Mr. Anmol Malik, AAG, Haryana

accepts notice on behalf of State-respondents No.1 to 3.

At this stage without meaning anything upon the allegations and without commenting upon validity of Nikah vis-a-vis majority of the petitioners, I am of the view that the petitioners be relegated to approach respondent No.2 before whom they have statedly moved a representation.

Respondent No.2 shall ascertain the truth in the allegations of the petitioners and would pass appropriate order in accordance with law. Respondent No.2 would be at liberty to assess the threat perception of the petitioners and would act in accordance with law. Respondent No.2 would also be at liberty to join the petitioners or any other person acquainted with the facts of the case. Respondent No.2 shall form an independent opinion, without being influenced by any statement of fact recorded hereinabove.

It would be appreciated, if needful in deciding the representation is done within a period of one month from the date of receipt of certified copy of this order. Petition stands disposed of.

February 13, 2020

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Whether speaking/reasoned
Whether reportable

**(RAJ MOHAN SINGH)
JUDGE**

Yes/No
Yes/No