

Mohd. Aneesh and another

---Petitioners

versus

State of Haryana and others

---Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Nafees Ahmed, Advocate
for the petitioners

Mr. Ashish Yadav, Addl. A.G. Haryana

VINOD S. BHARDWAJ, J. (ORAL)

The petitioners namely Mohd. Aneesh and Rasmeena have approached this Court under Article 226 of the Constitution of India for seeking protection of their lives and personal liberty from private respondents No. 4 to 11.

The contention of the petitioners is that both are major, aged 28 years and 19 years respectively. In support thereof, copy of the Aadhaar Card pertaining to the petitioner No. 1 and affidavit sworn by petitioner No. 2 have been appended. The petitioners further contend that they have performed Nikah against the wishes of their parents. The Nikah of the petitioners was performed on 18.07.2022 vide Nikah No. 20 at Nuh. A copy of Nikah certificate (Annexure P-3) has also been appended. The petitioners apprehend threat to their lives and claim that there is a constant danger of being implicated in a false case.

Notice of motion restricted to respondents No.1 to 3 only.

Pursuant to supply of advance copy, Mr. Ashish Yadav, Addl. A.G., Haryana, has appeared and accepted notice on behalf of respondents No.1 to 3.

Learned counsel for the petitioners states that a representation dated 19.07.2022 (Annexure P-4) has also been submitted by the petitioners

to the respondent No.2-Superintendent of Police, Nuh.

Learned State counsel has no objection if appropriate direction for providing requisite protection to the petitioners is given.

Without examining the question of legality and validity of the Nikah and expressing any opinion thereon, the present petition is disposed of with the directions to respondent No. 2 -Superintendent of Police, Nuh, to look into the grievances of the petitioners as set out in the petition and also expressed in the representation (Annexure P-4) and take appropriate action for protection of their lives and liberty as may be warranted by the circumstances.

However, it is clarified that in case any criminal case has been/is registered against the petitioners nothing in this order shall be construed as a bar for taking appropriate action by the police authorities in respect thereof in accordance with law.

The Registry is directed to send a copy of this order along with copy of the petition and above-said representation to respondent No.2-Superintendent of Police, Nuh, for requisite compliance.

The petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

29.07.2022

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No