IN THE HIGH COURT OF MADHYA PRADESH AT GWALIOR

BEFORE

HON'BLE SHRI JUSTICE ANAND PATHAK

ON THE 5th OF FEBRUARY, 2024

WRIT PETITION No. 2222 of 2024

BETWEEN:-

1. **SMT. MINI SINGH W/O SHRI MANPREET SINGH D/O SHRI DEVENDRA KUSHWAH, AGED ABOUT 23 YEARS, OCCUPATION: HOUSEWIFE VILLAGE JAWDESHWAR DISTRICT SHEOPUR M.P. (MADHYA PRADESH)**

2. **MANPREET SINGH S/O SHRI NISHAN SINGH, AGED ABOUT 24 YEARS, R/O VILLAGE JAWDESHWAR SHEOPUR (MADHYA PRADESH)**

.....PETITIONERS

(BY SHRI RAJKUMAR GATWAR - ADVOCATE)

AND

1. **THE STATE OF MADHYA PRADESH THROUGH PRINCIPAL SECRETARY VALLABH BHAWAN, BHOPAL M.P. (MADHYA PRADESH)**

2. **SUPERINTENDENT OF POLICE GWALIOR (MADHYA PRADESH)**

3. **STATION HOUSE OFFICER POLICE STATION HAZIRA GWALIOR GWALIOR (MADHYA PRADESH)**

4. **DEVENDRA KUSHWAH S/O SHRI LAXMAN KUSHWAH, AGED ABOUT 48 YEARS, R/O GOSPURA NO.2, HAJIRA, GWALIOR (MADHYA PRADESH)**

.....RESPONDENTS

(BY SHRI N.S. TOMAR - GOVERNMENT ADVOCATE)

This petition coming on for admission this day, the court passed the following:

ORDER

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1. Petitioners are present in person and father of petitioner No.2 alongwith other family members appeared before the this Court and undertake that they are ready to accept the girl as their daughter-in-law.

2 . In this petition, the petitioners *inter alia* seeking direction to the respondents to provide protection to them.

3. Learned counsel for the petitioners submitted that the petitioners, who are major, have married each other on their own volition. For establishing the age of petitioners No.1 and No.2, adhar-card, PAN card and mark-sheets have been produced. However, members of family of petitioner No.1 are harassing and victimizing the petitioners. It is further submitted that the instant petition may be disposed of with the direction to the Superintendent of Police, Gwalior to provide protection to the petitioners. Petitioners further undertake to live peacefully with each other. In support of his submission, learned counsel for the petitioners has placed reliance on the decision in **Lata Singh v. State of U.P. and another**, **(2006) 5 SCC 475** and in the case of **Shakti Vahini Vs. Union of India and Others**, **2018 (7) SCC 192**.

4. On the other hand, learned Government Advocate for the respondents No.1 to 3/State fairly submitted that in case petitioners approach the police authorities, suitable action in the matter shall be taken.

5. Taking into account the submissions made by learned counsel for the parties and as agreed to by them, this writ petition is disposed of with the direction to the Superintendent of Police, Gwalior to look into the matter and take appropriate steps expeditiously for providing protection to the petitioners only, in view of the law laid down by the Supreme Court in **Lata Singh and Shakti Vahini (supra)**. This protection is only to the petitioners regarding marriage and would be given subject to verification of age of both the

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petitioners as well as factum of marriage. Petitioners shall live peacefully without causing any embarrassment/harassment to each other.

6. The petition stands **disposed of accordingly**.

7. It is made clear that this Court has not expressed any opinion with regard to validity of the marriage of the petitioners.

8. Certified copy as per rules.

(ANAND PATHAK)
JUDGE

Ashish*

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