Sr. No. 240

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP (C) No. 2775/2026

Rubina Bano and Another .....Applicant(s)/Petitioner(s)

Through :- Mr. Surya Dev Singh, Advocate

v/s

UT of J&K and Others .....Respondent(s)

Through :- Mrs. Monika Kohli, Sr. AAG with
Ms. Chetna Manhas, Advocate

CORAM: HON'BLE MS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE

ORDER
02.09.2026

1. Petitioners claim that they, being major, have contracted marriage out of their freewill and are living as husband and wife, but are apprehensive to be subjected to physical violence and harassment at hands of their relatives, for having contracted marriage against their wishes. Petitioners, therefore, seek protection and security from the official respondents.

2. Heard, perused and considered.

3. Perusal of record annexed with writ petition, *prima facie*, reveals that petitioners are major and have contracted marriage on 12.07.2026, according to Muslim Personal Law, Rites and Customs.

4. In view of the ratio laid down by the Supreme Court in **Lata Singh v. State of U. P. (2006) 5 SCC 475,** and **Shakti Vahini v. Union of India & Ors AIR 2018 SC 1601**, the official respondents are directed to provide adequate protection to the life and liberty of the petitioners, however, this shall not prevent the official respondents to

carry out the investigation of a case which may be registered against the petitioners in respect of any other incident.

5. Needless to say, that disposal of instant petition does not authenticate petitioners' marriage or their age/majority to enter into marriage.

6. Disposed of along with connected CM.

(Moksha Khajuria Kazmi)
Judge

JAMMU
02.09.2026
Manan

HIGH COURT
सत्यमेव जयते
OF JAMMU & KASHMIR AND LADAKH