Serial No. 205

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 3358/2026
CM No. 7453/2026

1. Paramjit Kour, Age 23 years,
   D/o Sh. Yograj Singh
   W/o Sh. Sahil Choudhary
   R/o Ramgarh and District Samba, J&K.

2. Sahil Choudhary, Age 23 years,
   S/o Sh. Vijay Kumar
   R/o Ramgarh District Samba, J&K

.....Petitioners

Through: Mr. Deepak Mahajan, Advocate.

Vs

1. Union Territory of Jammu & Kashmir
   Through its Director General of Police,
   Police Headquarters, Gulshan Ground, Gandhi Nagar,
   Jammu (J&K).

2. Senior Superintendent of Police (S.S.P.), Samba.

3. Officer-in-Charge of (S.H.O.) Police Station Ramgarh.

4. Yograj Singh (Father of Petitioner No. 1)
   S/o Sh. Inder Singh
   R/o Ramgarh Distt. Samba, J&K.

5. Gurbinder Singh (Brother of Petitioner No. 1)
   S/o Yograj Singh
   R/o Ramgarh Distt. Samba.

6. Surinder Kour (Maternal Aunty of Petitioner No. 1)
   D/o Sh. Inder Singh
   R/o Jedra Ramgarh.

7. Biljinder Singh (Brother-in-law of Petitioner No. 1)
   S/o Sh. Puran Singh
   R/o Barian Camp Supwal.

8. Bupinder Singh (Brother of respondent No. 7)
   S/o Sh. Puran Singh
   R/o Barian Camp Supwal.

..... Respondents

Through: Mrs. Monika Kohli, Sr. AAG.

Coram: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER
(21.10.2026)

1. The petitioners, both being of age of majority, have exercised their free will to enter into marital relationship and for

that have earned displeasure of their respective families by reference to their marriage being inter-caste.

2. To lend confirmation to the fact of their marriage having been solemnized out of their free will and volition, the petitioners have put on record a marriage certificate dated 09.04.2026.

3. Along with the writ petition, the petitioner No. 1's 10th Class Marks Card evidencing her date of birth is also annexed which confirms the fact that the petitioner No. 1 is and was major at the time of solemnizing marriage with the petitioner No. 2.

4. The petitioners are in hiding fearing about safety and security of their life and limb suffering wrong at the hands of respondents No. 4 to 8 who are said to be carrying hard feelings against the petitioners for their act of marrying each other.

5. Keeping in view the mandate and dictate of the Hon'ble Supreme Court of India as laid down in case of **Lata Singh Vs. State of UP and Anr, 2006 (5) SCC 475** in terms whereof a direction has been set into effect for the Govt. Administration and Police Authorities throughout India to see to it that if any boy or girl who is a major undergoes inter-caste or inter-religious marriage with a girl or boy who is also major, then the marrying individuals are not to be harassed by any one nor to be subjected to threats or acts of violence, and in case any such threat or harassment is confronted to be inflicted on the individuals then

the persons responsible for holding out such threats/harassments are to be taken to task by instituting criminal proceedings by the Police against such persons and further stern action to be taken as provided by law.

6. Article 144 of the Constitution of India mandates all Authorities, Civil and Judicial, in the territory of India to act in aid of the Hon'ble Supreme Court.

7. Bearing aforesaid constitutional sanction in perspective and the directions of the Hon'ble Supreme Court of India set into place, it is a matter of duty for the Police Officials as well as officials of the concerned Civil Administration, irrespective of hierarchical position, to ensure that marrying individuals who are major and have chosen to become husband and wife out of their free will and volition are not to fear anybody causing any harm to their life and limb.

8. This writ petition, at inception stage, is **disposed of** with a direction to the respondent No. 2-Senior Superintendent of Police (SSP), Samba to ensure by issuing appropriate directions to the respondent No. 3-Station House Officer (SHO), Police Station Ramgarh, District Samba that two petitioners, namely Paramjit Kour and Sahil Choudhary are not subjected to any harassment/intimidation/threats at the hands of the respondents No. 4 to 8 or any other person acting at the behest and/or on

behalf of the respondents No. 4 to 8. Further more, in case the Police Station, Ramgarh, Samba or any other Police Station has registered any FIR at the instance of the respondents No. 4 to 8 against the petitioners or either of the two petitioners then also no arrest of the petitioners shall be carried out or facilitated by the Police Station Ramgarh, Samba.

9. **Disposed of.**

(RAHUL BHARTI)
JUDGE

JAMMU
21.10.2026
Sneha

HIGH COURT
OF JAMMU & KASHMIR AND LADAKH
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