

Smt. Taramani Kumari Vs State of Rajasthan

Court: RAJASTHAN HIGH COURT (JAIPUR BENCH)

Date of Decision: Jan. 5, 2016

Acts Referred: Constitution of India, 1950 " Article 21, 226

Citation: (2016) 3 RajCriC 952

Hon'ble Judges: Mr. Banwari Lal Sharma, J.

Bench: Single Bench

Advocate: Mr. Dhoop Singh Poonia, Advocate, for the Petitioner; Mr. Rajendra Singh Raghav, Dy. Government Advocate, for the Respondent

Final Decision: Disposed Off

Judgement

@JUDGMENTTAG-ORDER

Mr. Banwari Lal Sharma, J."The instant writ petition has been filed under Article 226 of the Constitution of India on behalf of the

petitioners/newly married couple praying inter alia that a direction be issued to the respondents to protect them as they apprehend danger to their

life and liberty at the hands of those, who are opposing the marriage.

2. Newly married couple is present in person. They have been identified by Mr. Dhoop Singh Poonia.

3. Smt. Taramani Kumari, petitioner No.1, appearing in person stated that she is about 25 years of age. She further stated that she had performed

marriage with petitioner No.2, viz., Sajjan Kumar, according to her own free will and accord and is living happily with him as a wife.

4. After hearing the learned counsel appearing for the petitioners, as well as learned Deputy Government Advocate and going through the contents

of the instant petition, this court is of the view that nobody can be permitted to take law in his own hands merely because marriage is not

acceptable.

5. Consequently, the present petition stands disposed of by issuing direction to the DCP Jaipur (West) to ensure necessary vigil that no harm is

caused to the life and liberty of the petitioners and their family members at the hands of those, who are opposing the marriage.

6. The above said order has been passed without determining the age and validity of the marriage of petitioners on the ground that those, who are

opposing the marriage, cannot cause harm to anybody.