

IN THE SUPREME COURT OF INDIA
ORIGINAL JURISDICTION

WRIT PETITION (CRIMINAL) NO.69 OF 2020

KAJAL @ ZOYA & ANR.

Petitioner(s)

VERSUS

THE STATE OF HARYANA & ORS.

Respondent(s)

ORDER

1. The present petition has been filed by the petitioners, who apparently belong to two different communities and had fallen in love and got married by performing the necessary ceremonies on 08.04.2019. Since they belong to two different communities and apparently did not have the approval of their parents, apprehending harassment from the family members particularly of the petitioner No.1, they approached this Court seeking a direction to grant protection to them and claimed the following reliefs:

"i. Pass a writ/direction in the nature of mandamus in favour of the petitioners and against the respondents No.1 and 2 thereby directing the respondents No.1 and 2 to grant the protection to the precious life of the petitioners.

ii. Pass a writ/direction in the nature of mandamus in favour of the petitioners and against the respondents No.1 and 3 thereby directing the respondents No.1 and 3 should not interfere in the matrimonial life of the petitioners.

iii. Pass a writ/direction in the nature of prohibition in favour of the petitioners and against the respondents No. 1 and 3 thereby prohibiting the respondents No.1 and 3 from removing the petitioner No.1 from the jurisdiction of Delhi as the respondent No. 3 and his associates may execute the life of the petitioner No.1.

iv. Pass a writ/direction in the nature of prohibition in favour of the petitioners and against the respondent No.3 and his associates thereby prohibiting the respondent No.3 and his associates from causing any hindrance, obstruction, interference and nuisance in the matrimonial life and privacy of the petitioners.

v. Pass a writ/direction in the nature of prohibition in favour of the petitioner and against the respondent No.1 thereby prohibiting the respondent No.1 from causing any kind of harassment and torture to the parents of the petitioner No.2.

vi. pass such other order or orders as are deemed fit and necessary in the interest of justice."

2. After this petition was filed, unfortunately the counsel for the petitioners was reported to be dead which was noticed by this Court on 04.10.2024 and accordingly, the Registry was directed to issue notice to the petitioners for engaging a counsel. Though, the Registry took the necessary steps as directed by this Court, the service could not be effected to the petitioners as they could not be found at the address

given. The tracking report of the postal authorities mentioned that "item returned no such person in the address" and "item returned insufficient address". Ordinarily, this Court would have directed the Registry to take fresh steps to the petitioners.

3. However, considering the fact that the petitioners, who had apparently married in the year 2019, have also not shown any indication after they filed the petition in 2020 that their lives are still under threat or have been subjected to harassment of any kind, it appears that there is no such threat subsisting as on date even if the same was apprehended at the time when they approached this Court.

4. Under these circumstances, this Court is of the view that it may not be necessary to keep this matter pending and would close the same with the observation that if the petitioners still have any grievances arising out of their marriage, they would have liberty to approach the competent authority/Court in this regard.

5. With these observations, the present writ petition is disposed of.

6. Pending application(s), if any, shall stand disposed of accordingly.

.....**J.**
(NONGMEIKAPAM KOTISWAR SINGH)

NEW DELHI;
APRIL 4, 2025.

ITEM NO.1718

COURT NO.3

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition (Criminal) No.69/2020

KAJAL @ ZOYA & ANR.

Petitioner(s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

Date : 04-04-2025 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH
[IN CHAMBERS]

For Petitioner(s) :

For Respondent(s) : Mr. Vishal Mahajan, DAG
Mr. Akshay Amritanshu, AOR
Ms. Divya Sharma, Adv.
Ms. Drishti Saraf, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Writ Petition is disposed of in terms of the signed order placed on the file.

Pending application(s), if any, stands disposed of.

(NEHA GUPTA)
SENIOR PERSONAL ASSISTANT

(RAM SUBHAG SINGH)
ASSISTANT REGISTRAR