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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 1643/2011**

MONU KUMAR

..... Petitioner

Through: Mr. R.K. Sharma, Advocate with
Petitioner in person.

versus

STATE & ANR.

..... Respondents

Through: Mr. Manoj Ohri, APP with SI MS
Gautam, SP Sonia Vihar.
Respondent No. 3 in person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

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30.11.2011

Crl. M.A. No. 18607/2011 (Exemption)

Allowed, subject to all just exceptions.

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The Petitioner is present in Court. He states that he has married Ms. Pooja who is a major. In support of the contention that Ms. Pooja is a major, a report of ossification test has been annexed. He states that he is under constant threat from the father of Ms. Pooja, that is, Respondent No. 3.

Learned APP for the State points out that as per the school certificate the date of birth of Ms. Pooja is 1st April, 1997 thus she is a minor.

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Ms. Pooja is also present in Court. She states that she has married the petitioner of her own free will.

The Respondent No. 3 is also present in Court. He states that he is not willing to accept the marriage.

The marriage with the minor is not a null and void marriage under the Hindu Marriage Act and only a voidable marriage. The Respondent No. 3 is thus directed not to interfere in the married peaceful life of the Petitioner with Ms. Pooja.

Petition is disposed of.


MUKTA GUPTA, J.

NOVEMBER 30, 2011
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