

IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) No.340/2026.

HOOR AND ANOTHER

...Petitioner/Appellant(s)

Through: Mr. Zubair Mehraj Raina, Advocate.

Vs.

UT OF J&K AND OTHERS

...Respondent(s)

Through: Mr. Faheem Shah, GA.

CORAM:

HON'BLE MR JUSTICE JAVED IQBAL WANI, JUDGE

ORDER

24.02.2026

1. Upon coming of the instant petition for consideration, the Court examined the petitioner 1 and also examined the record annexed with petition being copies of Nikkah Nama, marriage agreement as well as affidavits claimed to have been sworn by petitioner 1 in support of the marriage claimed to have been performed with petitioner 2, however a bare examination of the signatures affixed with the Nikkah Nama, petition, marriage agreement as well as the affidavit did not resemble the signatures of the petitioner 1 affixed on Nikkah Nama. The petitioner 1 was also examined later in the chambers in order to ascertain her state of mind and during the course of said examination the petitioner 1 confessed that she had been receiving psychiatric treatment for the last more than three years and has been under the treatment of Dr. Syed Karrar Hussain at Hawal.
2. Under these circumstances, I am *prima facie* of the considered view that petitioner 1 is required to got examined by an expert psychiatrist/psychologist in order to ascertain her present state of

mind. Accordingly Mr. Faheem Shah, GA, on asking of the Court is directed to handover the custody of petitioner 1 to Head of the Observation Home at Harwan, Srinagar, under the control of Social Welfare Department. Mr. Shah shall also ensure that the petitioner 1 is taken due care by Head of the Observation Home at Harwan, Srinagar and also ensure the examination of the petitioner 1 by an expert psychiatrist/psychologist of the psychiatric Hospital, Srinagar, and submit a report before this Court on 27.02.2026.

3. List on 27.02.2026.
4. At this stage, petitioner 1 volunteer to go home to live with her parents.
5. Mr. Faheem Shah, shall ensure the custody of the petitioner 1 is handed over to her parents in presence of SHO Police Station concerned who shall ensure the safety and security of the petitioner 1 and submit a report on next date of hearing before this Court. The SHO concerned shall produce the petitioner 1 on next date.
6. In view of above, the aforesaid directions for sending the petitioner 1 to Observation Home at Harwan, Srinagar, and for medical examination shall remain on hold.

A copy of this order be furnished to Mr. Faheem Shah, GA, under the seal and signatures of Bench Secretary of this Court today itself for compliance.

SD/-
HON'BLE JUDGE

SRINAGAR
24.02.2026
Ishaq