

Court No. - 85

Case :- WRIT - C No. - 36911 of 2023

Petitioner :- Tanu And Another

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Tanay Srivastava

Counsel for Respondent :- C.S.C.

Hon'ble Mayank Kumar Jain,J.

1. Heard learned counsel for the petitioners and learned Standing Counsel for the State.

2. The present writ petition has been filed seeking following main relief:-

"(i) Issue a writ, order or direction in the nature of mandamus directing and commanding the respondent No. 2 to protect the life and personal liberty of the petitioners, during the pendency of the present writ petition. "

3. In paragraph No.10 of the petition it is stated petitioner No. 1 and petitioner No. 2 are living together in live-in-relationship and want to solemnize their marriage whenever petitioner No. 1 got divorced to the respondent No. 4. therefore, respondent nos. 1, 2, 3 & 4 may be directed not to interfere in the peaceful living of the petitioners.

4. Per contra, learned Standing counsel submits that the case of the petitioner is squarely covered with the judgement of this Court passed in ***Writ C No. 18743 of 2023, Asha Devi and another vs. State of U.P. and another.***

5. In the petition it is admitted that petitioner No. 1 is already married with respondent No. 4 but no document about dissolution of marriage is brought on record.

6. Since, in the present case petitioner No. 1 is already married and no document about dissolution of marriage is brought on record, therefore, matter is already covered with the aforesaid judgement.

7. Hence, this writ petition is accordingly ***dismissed.***

Order Date :- 6.12.2023

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