

Court No. - 85

Case :- WRIT - C No. - 40600 of 2023

Petitioner :- Kalpana Devi And Another

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Rakesh Kumar Rathore, Sushil Kumar

Counsel for Respondent :- CSC

Hon'ble Mayank Kumar Jain, J.

Heard learned counsel for the petitioners and Sri Upendra Nath, learned Additional Chief Standing Counsel for the State respondents.

Present petition has been filed by the petitioners claiming protection of their lives and liberty as they are living together in live-in-relationship. The averments made in the petition are supported by the joint affidavit of the petitioners. Further, it is stated that private respondent and other family members have got annoyed and there is serious danger to the lives of the petitioners as they are being threatened and harassed.

It is averted in para no.8 of the writ petition that the respondent no.4 being husband of petitioner no.1 used to harass the petitioners and wants to destroy their peaceful living.

Learned Addl.C.S.C. pointed out that petitioner no.1 is already married to respondent no.4 and no documents of dissolution of marriage is filed, therefore, the case is squarely covered with the judgment of this Court passed in **Asha Devi & Anr. Vs. State of U.P. and Ors. passed in Writ-C No.18743 of 2020.**

Since the petitioner no.1 is already married to respondent no.4, therefore, the matter is squarely covered with the judgment of this Court passed in Asha Devi & Anr. Vs. State of U.P. and Ors (supra) and petitioners are not entitled for any protection.

In view of above, the writ petition is **dismissed**.

Order Date :- 28.11.2023/AKT