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**(2008) 12 AHC CK 0104**

**Allahabad High Court**

**Case No:** None

Luxmi Rastogi and Another

APPELLANT

Vs

State of U.P.and Others

RESPONDENT

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**Date of Decision:** Dec. 8, 2008

**Hon'ble Judges:** Janardan Sahai, J and S.P.Mehrotra, J

**Final Decision:** Allowed

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### **Judgement**

S.P.Mehrotra, J.

Supplementary Affidavit on behalf of the petitioners filed today be taken on record.

Both the petitioners are present before the Court, and they are identified by S. M.Pandey holding brief for Sri Dinesh Raghav, learned counsel for the petitioners.

The contention of the petitioners is that although they are major and have married on 18102007 yet the respondent No.4 with the help of the respondent Nos.2 and 3 is harassing the petitioners.

Issue notice to the respondent No. 4 fixing 2112009. Steps to be taken within three days.

List on 2112009.

As an interim measure, it is provided that the respondent Nos. 2 and 3 shall not interfere in the peaceful living of the petitioners and harass them if they are living together. However, this order will not come in the way in investigation pursuant to any FIR or complaint lodged by the respondent No.4 or some other person against the petitioners.

We may make it clear that by this order it should not be treated that the Court has adjudicated or accepted the claim of the petitioners that they have married or they are major.

The petitioners shall file a joint affidavit regarding the marriage and shall also affix their recent photographs.