

Court No. - 39

Case :- FIRST APPEAL DEFECTIVE No. - 37 of 2023

Appellant :- Purushottam Singh

Respondent :- Smt. Gayatri Devi

Counsel for Appellant :- Syed Wajid Ali

Counsel for Respondent :- Sanjeev Kumar Singh

Hon'ble Saumitra Dayal Singh,J.

Hon'ble Vinod Diwakar,J.

1. Heard Shri Anuj Kumar Sharma, Advocate, holding brief of Shri Syed Wajid Ali, learned counsel for the appellant and Shri Sanjeev Kumar Singh, learned counsel for the respondent.

2. Present appeal has been filed under Section 19 of the Family Courts Act, 1984, arising from the interlocutory order dated 06.10.2022 passed by learned Additional Principal Judge, Family Court, Gorakhpur, in proceedings under Section 18 of the Hindu Adoptions and Maintenance Act, 1956.

3. Having heard learned counsel for the parties and having perused the record, in face of main proceeding being still pending and keeping in mind the nature and scope of such proceeding claiming maintenance, we are not inclined to offer any interference against the interlocutory order passed by the learned court below restraining the appellant from disposing of his property pending the main proceedings.

4. At the same time, it is desirable that the main proceedings in Case No. 31 of 2021 (Smt. Gayatri Devi Vs. Purushottam Singh) be concluded by the learned court below expeditiously. Both

parties undertake to act responsibly as may allow the learned court below to conclude those proceedings within a period of six months from today i.e. before the onset of next summer vacation.

5. In view of the above, the appeal stands **disposed of**.

Order Date :- 11.12.2023

SA

(Vinod Diwakar, J.) (S.D. Singh, J.)