

Court No. - 88

Case :- APPLICATION U/S 482 No. - 35878 of 2023

Applicant :- Smt. Divya Tiwari

Opposite Party :- State Of U.P. And 8 Others

Counsel for Applicant :- Amit Kumar Pandey

Counsel for Opposite Party :- G.A.

Hon'ble Sanjay Kumar Singh,J.

1-Heard learned counsel for the applicant, learned Additional Government Advocate for the State/opposite party no.1 and perused the record.

2-By means of this application, the applicant has prayed for expeditious disposal of case being Complaint Case No. 14261 of 2020, under Section 12 of Domestic Violence Act, (Smt. Divya Tiwari Vs.Shivam Bajpai @ Govind and others), Police Station-Raipurwa, District Kanpur Nagar, pending in the Court of Metropolitan Magistrate 9th/ Additional Civil Judge (J.D.) 4th, Kanpur Nagar, within the time-bound frame.

3-It is submitted by learned counsel for the applicant that the applicant is wife of opposite party no.2 (Shivam Bajpai @ Govind). The proceeding under Section 12 of the Domestic Violence Act filed by the applicant is pending since 2020, in which opposite party no.2 has already put in appearance and filed his objection on 08.07.2022. It is also submitted that though as per the provisions of Section 12(5) of the Domestic Violence Act, the proceeding ought to be completed within 60 days but the same is being lingered on the pretext of one or other.

4-Learned A.G.A. states that no useful purpose would be served in issuing notice to opposite party no. 2 to 9 and keeping this application pending before this Court and it may be disposed of at this stage itself.

5-Considering the limited grievance of the learned counsel for the applicant, learned trial court is

directed to make an endeavour to decide the aforesaid case, as expeditiously as possible, preferably within a period of two months from the date a certified copy of this order is produced before it, if there is no legal impediment.

6-With the aforesaid directions, this application is ***disposed of.***

Order Date :- 30.11.2023

Anurag/-