

Court No. - 86

Case :- APPLICATION U/S 482 No. - 39468 of 2023

Applicant :- Smita Pandey And Another

Opposite Party :- State Of U.P. And 7 Others

Counsel for Applicant :- Ashok Kumar

Chaubey, Brijendra Kumar Pandey, Sachindra Kumar Pandey, Saurabh Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta, J.

1. Heard learned counsel for the applicants and learned A.G.A.

2. The applicants have invoked the jurisdiction of this Court under section 482 Cr.P.C. with a prayer to direct Civil Judge (S.D.)-Ist, Gorakhpur to decide the complaint case no. 146437 of 2021, Smita Pandey Vs. Manjeet Dubey, u/s 12, of The Protection of Women from Domestic Violence Act. 2005, P.S. Shahpur, District Gorakhpur, within the stipulated period.

3. Learned counsel for the applicants has submitted that the applicant no.1 is wife of O.P. No.2 and she has filed an application under section 12 of The Protection of Women from Domestic Violence Act. 2005, on the basis of which the instant case has been instituted, however the said case is pending disposal and has been lingering-on, on one pretext or the other.

4. In view of above, court below is expected to make all endeavour to decide the aforesaid case expeditiously preferably within a period of four months after giving opportunity of hearing to both the sides and without giving unnecessary adjournments to either side and there is no other legal impediment in deciding the aforesaid case.

5. With these observations, the application filed u/s 482 Cr.P.C. stands disposed of.

Order Date :- 9.11.2023

R