

Court No. - 66

Case :- MATTERS UNDER ARTICLE 227 No. - 11250 of 2023

Petitioner :- Archana Diwedi

Respondent :- Ravindra Kumar Sharma

Counsel for Petitioner :- Shailesh Kumar Pathak

Hon'ble Vinod Diwakar,J.

1. Shri Shailesh Kumar Pathak, learned counsel for the petitioner and perused the record.
2. The petitioner has preferred this petition seeking expeditious disposal of Complaint Case No. 44699 of 2022 titled Archana Dwivedi v. Ravindra Kumar Sharma filed under Section 12 of Protection of Women from Domestic Violence Act, 2005, pending before Additional Chief Judicial Magistrate-II, Gorakhpur.
3. The petitioner's case is that she is legally wedded wife of respondent and the marriage was solemnized on 18.10.2018 as per Hindu Rites and Ceremony. Owing to cruelty, she left the in-laws house on 09.08.2022, and the respondent denied to pay the maintenance. The petitioner has filed the complaint case before the competent court on 03.12.2022 and since then no effective order has been passed.
4. The Court understand that the Family Court's docket is heavily overburdened, still at the same time the plight of destitute women cannot be ignored. The legislatures mandate that the applications for maintenance need to be decided on top most priority.
5. In view of the above, the petition is disposed of with direction to court concerned to expedite proceedings of Complaint Case No. 44699 of 2022 titled as Archana Dwivedi v. Ravindra Kumar Sharma filed under Section 12 of Protection of Women from Domestic Violence Act, 2005, in accordance with statutory provisions, and the guidelines issued by Hon'ble Supreme Court and this Court in this regard from time to time.

Order Date :- 1.12.2023

Shafique

(Vinod Diwakar, J.)