

Court No. - 85

Case :- APPLICATION U/S 483 No. - 1354 of 2023

Applicant :- Smt. Kavita

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Onkar Nath

Counsel for Opposite Party :- G.A.

Hon'ble Mayank Kumar Jain,J.

1. Heard learned counsel for the applicant and learned A.G.A. for the State.
2. By means of the present application under Section 483 Cr.P.C., the applicant has sought for a suitable direction to the learned Family Court, Gorakhpur to consider and decide Case No. 286 of 2023 (Smt. Kavita vs. Upendra), under Section 125 Cr.P.C., within time stipulated by this Court.
3. It was submitted by learned counsel for the applicant that applicant has filed an application under Section 125 Cr.P.C. on 21.03.2023 for grant of her maintenance, but the same has not been decided so far due to which, applicant is suffering irreparable loss. Learned counsel further submits that a direction may be issued to the concerned Court to decide the same within specific time.
4. No useful purpose would be served in keeping the application pending, which is finally disposed off with a direction to court below to consider and decide the aforesaid complaint case expeditiously, in accordance with law, preferably within a period of **six months** from the date of presentation of certified copy of this order, provided there is no other legal impediment.

Order Date :- 28.11.2023

Saif