

Court No. - 90

Case :- APPLICATION U/S 482 No. - 42934 of 2023

Applicant :- Nashreen Bano

Opposite Party :- State Of U.P. And Anotehr

Counsel for Applicant :- Abhishek Tiwari, Mahendra Pratap Singh, Sandeep Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Dinesh Pathak, J.

1. Heard learned counsel for the applicant, learned AGA and perused the record.

2. The present applicant has invoked the inherent power of this Court under Section 482 Cr.P.C. beseeching the expeditious disposal of Case No.731 of 2022 (Nashreen Bano vs. Ikram Khan), under Sections 125 Cr.P.C., Police Station Kotwali Lalganj, District Mirzapur, pending in the court of Principal Judge, Family Court, Mirzapur.

3. It is submitted by learned counsel for the applicant that the applicant has filed a case for maintenance under Section 125 Cr.P.C. which is pending since the date of its filing i.e. 11.11.2022. In the aforesaid matter service of notice upon the contesting opposite party has been deemed to sufficient by order dated 16.03.2022, thereafter, dates are being fixed granting time to the opposite party to file objection, however, till date no objection has been filed on behalf of the private opposite party no.2. It is further submitted that the pendency of the application under Section 125 Cr.P.C. causing harassment and oppression to the present applicant, who is at starving condition.

4. Learned AGA has no objection in case a direction is issued for expeditious disposal of the aforesaid matter.

5. In this conspectus, as above, no useful purpose would be served to keep this matter pending, therefore, this Court deems it appropriate to finally dispose of the present application, without making any observation on the merits of the case as mentioned in the present application, with a direction to Principal Judge, Family Court, Mirzapur before whom the aforementioned case is pending consideration to decide the same expeditiously, preferably, within a

period of ten months, in accordance with law, from the date of receipt of a certified copy of this order.

6. With the aforesaid direction, present application is disposed of.

Order Date :- 14.12.2023

Jitendra