

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.32240 of 2014

Arising Out of PS.Case No. -null Year- null Thana -null District- PATNA

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Shailendra Kumar Son of Sri Akhilesh kumar resident of Mohalla- East Ashok
Nagar, Road No.-12, Kankarbagh, P.S.- Kankarbagh, District- Patna

.... Petitioner/s

Versus

1. The State of Bihar
2. Smt. Swati Kumari Wife of Shailendra Kumar, D/o Sri Ghanshyam Prasad
resident of mohalla- Prasad Bigha, P.S.- Nawada, District- Nawada.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. D. Nandan, Adv.
For the State : Mr. R.B. Roy Raman, APP
For the Opposite Party/s : Mr. Nirmal Kumar, Adv.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 29-10-2015

The petitioner seeks quashing of the order dated
01.07.2014 by which the Principal Judge, Family Court, Nawada in
Maintenance Case No. 27 of 2007 has fixed Rs. 8000/- as interim
maintenance.

It has been submitted that even after specific direction by
this court that the proceeding be concluded within four months, the
O.P. No. 2 has intentionally delayed the disposal of the case.

Considering that the impugned order is merely one of
interim maintenance, I am not inclined to interfere in the matter.
Hence the application is disposed off with direction to the Court
below to conclude the proceedings positively, within a period of four

months from the date of receipt/production of a copy of this order without granting any unnecessary adjournment to any party. He shall make sure that no parties is given any undue advantage in the proceeding.

It has been submitted that the O.P. No. 2 is not taking any interest in the matter purposely to harass the petitioner. In case the Court below finds the allegation true it shall not give any due allowance to her on the ground of being a lady.

(Anjana Prakash, J)

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