

In the matter of:- Aparna Saha (Basu)

...petitioner

Mr. Kalyan Kumar Bhattacharjee,
Mr. A. Santra.

...for the petitioner.

This is an application seeking an expeditious disposal of a proceeding under Section 125 of the Code of Criminal Procedure.

Learned Counsel appearing on behalf of the petitioner submits as follows. The petitioner is the wife of the opposite party no.2. She had filed an application under Section 125 of the Code praying of maintenance allowance as also an application for interim maintenance in February, 2021. Till date, even the prayer for interim maintenance could not be decided by the learned Magistrate. The impugned proceeding has remained pending for no fault on the part of the present petitioner.

I have heard the submissions of the learned counsel appearing on behalf of the petitioner and have perused the revision petition.

No prejudice will be caused to anyone, if a direction is passed in respect of the prayer to expedite the hearing in this case.

It appears that the petitioner had filed an application praying for maintenance allowance under Section 125 of the Code in February, 2021.

At least the prayer for interim maintenance of the wife/petitioner should have been considered by the learned Trial Court by now.

In view of the same and in the interest of justice, the learned Trial Court is requested to conclude the proceeding in the main application under Section 125 of the Code as expeditiously as possible without granting any unnecessary adjournment to any of the parties and in particular, to decide the question of interim maintenance payable to the wife at the earliest,

preferably within a period of three months from the next date of hearing.

With the above observations, the revisional application is disposed of.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)