

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL APPLICATION (APL) NO. 403 OF 2022
Harshwardhan Ramkrishna Bante...Versus...Darshana Harshwardhan Bante

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mr. B.Dafle, Advocate for the applicant

CORAM : AVINASH G. GHAROTE, J.

DATE : 22/03/2022

The applicant has filed the present application seeking quashing of the proceedings in Misc. Criminal Case No. 1072/22 under the provisions of Sections 12 r/w Sections 18 (a), (g) 19, 20 and 22 of the Domestic Violence Act, on the ground that the averments in the complaint do not make out a case under the D.V. Act, as the only allegation made in the application is contained in para 2 thereof (page 66), which is to the effect that the petitioner used to say that he is in the habit of keeping extra marital relations, which has caused great mental agony to the wife. However, considering the language of Section 3(a) of the D.V. Act, which contemplates even a mental harm and even an emotional abuse, in my considered opinion the statement as attributed to the applicant would squarely fall within the definition of

Domestic Violence as contemplated by Section 3(a) of the D.V. Act, in view of which I do not find any merit in the application. The same is dismissed. No costs.

JUDGE

Rvjalit