

Vishnu Kumar Vs. Sona Devi

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Court : Rajasthan

Decided On : Oct-13-2008

Reported in : RLW2009(3)Raj2373

Judge : Mahesh Chandra Sharma, J.

Appellant : Vishnu Kumar

Respondent : Sona Devi

Advocate for Pet/Ap. : Mr. G.D. Porwal

Judgement :

Mahesh Chandra Sharma, J.

1. By filing instant criminal revision the petitioner has challenged the order dated 5.7.2008 passed by Judge, Family Court, Kota (for short the court below') passed in misc. case No. 1002/2003, by which the application filed by the petitioner under Section 125 Cr.P.C. for setting aside the ex-parte order dated 4.9.2003 passed by the Court below was dismissed.

2. Brief facts of the case are that non-petitioner Sona Devi filed an application against the petitioner under Section 125 Cr.P.C. before the court below by which she sought maintenance amount to herself and her daughter Priyanka.

3. Mr. G.D. Porwal, counsel for the petitioner made a short request to the Court that the court below be directed to pass an order, after hearing petitioner, on imposition of the cost, which this Court may deem just and proper.

4. Mr. B.N. Sandhu, Public Prosecutor assisted by Mr. R.S. Sharma accepted the submissions of counsel appearing for the petitioner.

5. In view of above, the criminal revision filed by the petitioner stands disposed of with the direction to the petitioner to make payment of Rs. 10,000/- as a cost to the respondent. On submission of receipt of such amount by the respondent before the Judge, Family Court, Kota, it may hear the grievance of the petitioner and pass an appropriate order after hearing both the parties in accordance with law. Both the parties will appear before the Judge, Family Court, Kota on 4.11.2008. The Judge, Family Court, Kota is directed to decide the case of respective parties till 24th Nov. 2008.

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