

Court No. - 83

Case :- APPLICATION U/S 529 BNSS No. - 1887 of 2025

Applicant :- Smt Anjali Singh

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Annapurna Devi, Jyoti Rai

Counsel for Opposite Party :- G.A.

Hon'ble Nalin Kumar Srivastava, J.

1. This application under Section 529 BNSS has been filed with a prayer to direct the Principal Judge, Family Court, Gautam Budh Nagar to decide the Maintenance Case No.68 of 2025 (Old No.367 of 2023) (Anjali Vs. Ankur) under Section 125 Cr.P.C. pending before it, expeditiously within a stipulated period.

2. Heard learned counsel for the applicant as well as learned A.G.A. for the State.

3. It is submitted by the learned counsel for the applicant that the applicant is the wife of opposite party no.2. She is an aggrieved lady. Due to non-cooperation of opposite party no.2 / the husband, the matter is pending since long before the Family Court. The case of maintenance u/s 125 Cr.P.C. was filed in the year 2023. Due to the adopting of delaying tactics on the part of the opposite party no.2, the case is lingering on. It is further submitted that the applicant is a poor lady. She is not getting any maintenance. Hence, a prayer has been made to issue direction to the court concerned for expeditious disposal of the case.

4. These are the cases which require expeditious disposal because the sufferer is a lady almost in all the cases under section 125 Cr.P.C. The Court should be more sensitive and vigilant in the cases where the aggrieved person is a wife and is fighting for her maintenance from her husband.

5. In the factual matrix of the case and keeping in view the hardship suffered by the applicant / aggrieved wife, the trial court is expected to decide the case under reference within a period of six months from the date of receiving the certified copy of this order before it without granting any unnecessary adjournment to either of the parties, provided the applicant cooperates with the trial court.

6. It is also made clear that the Court / Presiding Officer is not the only stake holder in the trial and disposal of a case, hence, besides the P.O. concerned, all the stake holders i.e. police and executive authorities, counsels, parties to the case, staff are also made bound by this order and it will be their responsibility also to assist the Court in every manner for the expeditious disposal of this case.

7. With the above observations, the application stands disposed of.

Order Date :- 15.7.2025

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