



IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W.P. NO. 3583 /2003

PETITIONER : Smt. Prabha Mishra, aged 55 years
NON-APPLICANT W/o. Sampatti Kumar Mishra
R/o. Maitri Nagar, P.S. Purani Basti
District Raipur (C.G.)

VERSUS

RESPONDENT : Sampatti Kumar Mishra
APPLICANT Aged about 62 years, S/o
Pyarelel Mishra, Agriculturist,
R/o Village Basana, P.S.
Bemetara, District Durg (C.G.)

P. R. No. 3389/03
Presented by Shri ... C. R. Sahu
dated 31/10/03

WRIT PETITION UNDER ARTICLE 227 OF
CONSTITUTION OF INDIA

आदेश पत्रक

मामला क्रमांक W.P. NO 3581/03 सम 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>30-9-2004</u></p> <p>Shri C.R. Sahu, counsel for the petitioner.</p> <p>The petitioner has preferred this writ petition under Article 227 of the Constitution of India being aggrieved by the order dated 20th September 2003 passed by the 3rd Additional Sessions Judge (F.T.C.) Bemetara, whereby the application of the petitioner under Section 24 of the Hindu Marriage Act for interim maintenance has been rejected and parties have been directed to produce their own evidence.</p> <p>Notice of this petition was issued to respondent. When the process server reached the house of respondent, one daughter of respondent was present and she was informed about the matter, then respondent's daughter informed that respondent has gone to Badrinath, and no representation has been made.</p> <p>I have heard learned counsel for the petitioner.</p> <p>Learned counsel for the petitioner argued that he is pressing this petition only to the extent that the petitioner herein being a cancer patient is not able to go to the Court and give her evidence, but the trial Court is insisting for that.</p> <p>Having heard learned counsel for the petitioner and having regard to the facts and circumstances of the case, if the petitioner is not able to undertake the journey to reach the Court to give her</p>	

आदेश पत्रक

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>evidence, in that case, if the petitioner files an application before the trial Court for recording her evidence on commission supported by the relevant documents of treatment regarding her illness, then the trial Court is directed to consider the application of the petitioner and pass appropriate order in accordance with law for recording the evidence of the petitioner on commission.</p> <p>With the direction aforesaid, the petition stands disposed of.</p> <p>Consequently, M.W.P. No.3241/2003 also stands disposed of.</p> <p>Parties are entitled for certified copy of this order.</p>	<p style="text-align: right;">Sd/- L.C. Bhadoo Judge</p>

Barve

[पीछे देखिये]