

CRLR No. 41 of 2016

Hon'ble U.C. Dhyani, J.

Mr. Abhishek Verma, Advocate for the petitioner.

By means of present criminal revision, the revisionist seeks to set aside the judgment and order dated 08.12.2015 passed by Smt. Rama Pandey H.J.S., Principal Judge/Family Court, Haridwar in Miscellaneous Criminal Case No. 153 of 2010 cited as Smt. Usha & another versus Kailash Kumar @ Pintu filed U/s 125 of Cr.P.C..

It is the submission of the learned counsel for the revisionist that the respondent no. 1 is working with ANCHOR Electricals Private Limited, SIDCUL, Haridwar, and is earning a good salary. Although this plea was taken by the revisionist before the Trial Court, but, could not substantiate his plea in the absence of any evidence.

Learned counsel for the revisionist stated that now the petitioner is armed with a piece of evidence to substantiate his plea.

After arguing the revision at some length, what the learned counsel for the revisionist wants is that he may be permitted to move an application U/s 127 of Cr.P.C., in view of changed circumstances, and the Judge, Family Court be directed to decide such an application after hearing both the sides in accordance with law.

Revisionist is permitted to withdraw the present criminal revision, with liberty to move an appropriate application before the appropriate Court, in accordance with law.

Pooja

(U.C. Dhyani, J.)
29.02.2016