

MHBI010022072025



SESSIONS COURT AT BEED

CRI.M.A. No. 86/2025

Bhagatsingh S/o. Kisansingh Rajput & others

Vs.

Vaishali Alias Manisha Bhagatsingh Rajput & another

ORDER BELOW EXH. 1

Being aggrieved by the judgment and order passed in Cri.M.A. No. 921/2021 by Ld. 8th Judicial Magistrate, First Class, Beed on 20/05/2024, applicant/original non-applicant had filed this appeal under Section 29 of Protection of Women From Domestic Violence Act, 2005. But since there is delay of 374 days, he had filed this application for condonation of delay.

2. Heard Ld. counsel Shri. D. A. Jadhav for applicant and Ld. counsel Shri. B.D. Sarda for respondent. Perused the material on record.

3. As per contention, applicant/original non-applicant is public servant and was entrusted with the duty to maintaining law and order. He could not file appeal within limitation and got

knowledge about judgment when recovery warrant was issued. The counsel engaged by him did not represent him properly. Both his children i.e. applicant No.2 and 34 are residing with him and trial Court granted Rs.4000/- maintenance to his children who were not residing with original applicant. She has suppressed facts and misrepresented and distorted the fact before trial Court. Hence prayed to allow the application.

4. The contention was opposed by respondent/orig. applicant but she did not submit anything whether applicants No.2 and 3 are residing with her. Thus, considering the hearing, in the opinion of Court, to decide appeal on merit, delay can be condoned by imposing the cost. Accordingly, I allow the application and pass the following order;

ORDER

- 1] Application is allowed.
- 2] The delay caused in filing appeal against the judgment and order passed in Cri.M.A. No. 921/2021 by Ld. 8th Judicial Magistrate, First Class, Beed on 20/05/2024 of 374 days in filing appeal is hereby condoned subject to cost of Rs.10,000/- (Rs. Ten Thousand only).
- 3] Cost be deposited within One week. After depositing cost, it be paid to original applicant No.1.
- 4] Appeal be registered after depositing cost.

Beed.
Dt.08/04/2026.

(Anand L. Yawalkar)
Sessions Court, Beed.

Dictated on : 08/04/2026

Transcribed on: 08/04/2026

Checked & signed on : 08/04/2026

I affirm that the contents of this PDF file are word to word
as per original Judgment / order.

Name of Steno : S.D. Kulkarni

Name of Court : Sessions Court,Beed,

Sd/-

(S.D. Kulkarni)

Stenographer Grade-I