

MHKO070011552017



**CRIMINAL MISCELLANEOUS APPLICATION NO. 162/2017
(Shakuntala Potdar Vs. Shrikant Potdar)
ORDER BELOW EXH.14**

Vide this application applicant is requesting for adducing additional evidence by the form of additional affidavit. Say of respondent is overleaf the application. Heard learned advocate Shri U. V. Kulkarni for applicant and Shri S. R. Kulkarni for respondent. Perused record and proceeding.

02. Proceeding is for enhancement of the amount of maintenance, as per the provision of Section 127 of the Code of Criminal Procedure. Affidavit in the form of examination in chief is filed on record at Exh. 09. Cross-examination of applicant on that affidavit has yet not commenced. By virtue of additional affidavit, applicant is intending to bring on record documents pertaining to her medical treatment and expenditure incurred for the same. Since, the cross-examination of the applicant has yet not commenced, and moreover by way of additional evidence, applicant is intending to bring on record material evidence concerning the issue involved in the matter, and lastly but most importantly the proceeding needs to be conducted in

a summary way, I am of the view that the application deserves to be allowed. Accordingly, following order:-

ORDER

1. Application is allowed.
2. The affidavit filed at Exh. 15/C shall be considered as continuation of the affidavit at Exh. 09/C.
3. Respondent to cross-examine accordingly.

(**Anand D. Karbhajan**)

Place - Jaysingpur.

Date - 29/06/2022.

Judicial Magistrate First Class,
Jaysingpur, Tal. Shirol, Dist. Kolhapur.