

MCA 134/2015.

Order below Ex.12

(Dated 11th February, 2016)

This application is for striking out of the defence of non-applicant. It is contested by non-applicants. I have heard respective parties on this aspect earlier. At that time it was observed that applicant has preferred application under sec. 125(3) of Code of Criminal Procedure so, this application would be considered if non-applicant no. 1 failed to follow the order passed below Ex.5. Despite of that order non-applicants has failed to pay arrears of maintenance to applicant. Today when non-applicants and their counsel repeatedly and intermittently called till 5.00 p.m. they were absent. It shows non-applicant are deliberately not following order passed below Ex.5. Therefore, defence of non-applicant is strucked down.

Kamptee

Date : 11/02/2016.

(R. U. Shaikh)
Jt. CJJD, Kamptee.