

**Criminal Misc. Appln. No. 38/2021****Savita Vs. Sushil****ORDER BELOW EXH. 15****(20<sup>th</sup> September, 2023)**

This application filed by the non-applicant for dismiss the matter.

2. Heard Ld. Advocate of the both parties.

3. Non-applicant has submitted that, applicant and her children are living with him. He has doing expenditure of his children. Also, applicant has been living with him. Therefore, he prayed that matter kindly be dismissed.

4. The applicant has filed her say and submitted that, she and her children are living in the one room of non-applicant, but non-applicant has been not maintained to her and her children. She has maintained her children. Non-applicant has living with another women. Therefore, application of the non-applicant kindly be rejected.

5. I have gone through the record, it appears that the applicant has denied that non-applicant has maintaining her and her children. Though, she has living in one room of the house of non-applicant. Therefore, this is a matter of merit, whether non-applicant is maintaining or not and it will be decided after the evidence. Therefore, at this stage this application is not tenable. Hence, I pass the following order.

**ORDER**

Application has been rejected.

Date:20.09.2023  
Kalmeshwar

( R. L. Rathod)  
Judicial Magistrate First Class,  
(Court No. 2) Kalmeshwar.

**CERTIFICATE**

I affirm that the contents of this PDF file order are same word to word, as per the original Order.

Name of the Stenographer        :-        R.S. Daware (Gr. III)