

	Cri.M.A.No.116/2022
	Sheetal Sagar Ubale Vs. Sagar Shamrao Ubale
	CNR No.MHPU200003922022

ORDER BELOW EXH.15
(Passed on 30/01/2024)

01. The present application is filed on behalf of respondent to set aside no-cross order dtd 14/09/2023.
02. Perused the application and say given on behalf of applicant.
03. Heard the learned counsel for respondent. The applicant and her learned counsel are absent when called for hearing.
04. I have perused entire record. The applicant Sheetal Ubale has filed the application under Section 125 of Code of Criminal Procedure for seeking maintenance against respondent Sagar Ubale. The respondent appeared in the present matter and filed his reply at Exh.12. Thereafter, applicant adduced her oral evidence at Exh.14 and also given her documentary evidence. As respondent was absent for cross-examination to the applicant. Therefore, no-cross order dtd 14/09/2023 came to be passed against the respondent. By way of this application respondent is praying that to allow him to cross-examine the applicant by setting aside no-cross order passed against him. Considering, the nature of proceeding, the contentions made in the present application, I deem it just to give the fair opportunity to the respondent to put forth his defence by cross-examining to the

applicant. Therefore, it is necessary to allow the present application. However, while allowing this application for doing just with applicant, I deem it fit to saddle the costs upon the respondent. Hence, considering the above discussion, I pass following order :-

ORDER

01. The application Exh.15 is allowed subject to costs of Rs.500/-.
02. No-cross order dtd 14/09/2023 is set aside.
03. Respondent to pay costs to the applicant.

Sd/-

Date : 30/01/2024

(T. S. Wakdikar)
Judicial Magistrate First Class,
Ghodnadi-Shirur, Dist. Pune.

CERTIFICATE

I affirm that the contents of this P. D. F. file Order are same word for word as per original Order.

Name of the Court :- T. S. Wakdikar
Judicial Magistrate First Class,
Ghodnadi (Shirur), Dist. Pune

Name of the Steno :- M.B.Marathe.

Date of Decision :- 30/01/2024

Order signed by
presiding officer :- 30/01/2024

Order uploaded on :- 31/01/2024.