

## PWDVA Application No. 32/2023

MHPU240018172023



### **Order Below Exh. 20** **Meenal Mule Vs. Vinayak Mule & ors.**

Read the application of non-applicant no. 1. Perused the say of applicant filed on the overleaf of the application. Heard the Ld. Advocates appearing for both the parties.

2] It is the contention of non-applicant no. 1 that, applicant has given wrong address in the present application. Non-applicants are residing at Khodad, Tal. Junnar, Dist. Pune. The address mentioned by the applicant at Exh. 01, her properties and her fathers address are different. There is no documentary evidence on record to show that, the applicant or her relatives are residing at Manchar or the applicant is doing service at Manchar. Just to harass non-applicants she has filed this application. This Court is having no jurisdiction. Hence, he prayed to dismiss the application.

3] Per contra, applicant contested this application by filing her say. She submitted that, at the time of filing of this petition the applicant was residing at Madhuban Society. The non-applicant has not paid the rent amount due to which she constrained to left the said flat. Therefore, the applicant is residing in rented house at Nakshatra Society, Manchar. The applicant and non-applicant jointly resided in Madhuban Society. She is residing in the territorial jurisdiction area of this Court. Hence, she prayed to reject the application.

## PWDVA Application No. 32/2023

4] Perused all the matter on record. It is epochal to note that, the present application is filed under Prevention of Women from Domestic Violence Act. One has to keep in mind that, every statute has to be interpreted keeping in mind the purpose for which it has been enacted and the interpretation must be such, so as to advance the purpose of the Act and should not be such as to defect the intention of legislature.

5] In the case on hand, the applicant is residing in Nakshtra Society at Manchar. Also, she along-with non-applicant no. 1 resided in Madhuban Society at Manchar. Moreover, the applicant has filed on record receipt of fee of Guru Global Pre School in regard to her daughter i. e. applicant no. 2. The said receipt is dated 10.06.2024. This shows that, applicant is residing withing jurisdiction of this Court. Importantly, the receipt filed along-with list of document at Exh. 23 shows the definite intention of the applicant to stay at Manchar.

6] Thus, considering all the above facts the application is devoid of merits. Hence, I pass the following order,

### **ORDER**

Application (Exh.20) stands rejected.

Date : 25/02/2025

(Smt. S. N. Hurgat)  
Judicial Magistrate First Class,  
Ghodegaon, Tal. Ambegaon, Dist. Pune.