

ORDER BELOW EXH.15 IN CRI.M.A. NO.61/2024

**Smt. Aparna Vaibhav Mankar
Vs.
Shri. Vaibhav Kishor Mankar**

This application is filed by respondent No.6 and 7 for discharging them from this application.

02. Respondents have submitted that they have no concern with the marriage of applicant and respondent No.1. Respondents have no contact with the applicant and respondent No.1 after their marriage. These respondents also have not interfered in their married life. The applicant has not made any allegations against these respondents in her application. The applicant has no complaint against these respondents. They have no concern with this matter. Considering above all facts, respondents be discharged from this application.

03. In spite of giving ample opportunity, the applicant has not filed her say. Hence, I have passed order below Exh.1 on 01/07/2025 and said application is proceeded without say of the applicant.

04. Perused application and say. Perused main application filed by the applicant. Learned advocate of respondent No.6 and 7 namely Adv. Rama Vaidya has argued on this application.

05. Learned advocate namely Adv. Rama Vaidya of respondents has argued that respondent No.6 and 7 are not family members of the applicant and respondent No.1. They have no concern with the applicant. These respondents do not fall within the ambit of Section 3 of Protection of Women from Domestic Violence Act as no allegations against these respondents of domestic violence. To this application, applicant has not filed any say, it shows that she has no any grievance against these respondents. The learned advocate has further submitted that considering the position of respondent No.6 and 7, the application needs to be allowed and these respondents be discharged from this application.

06. Perused the application and say. Perused main application filed by the applicant. From the pleading of main application, it prima facie appears that the applicant has not stated specifically how these respondents have caused domestic violence to her when she was residing with her in-laws and husband. From the record, it prima facie appears that these respondents were acted as of mediator while fixing the marriage of the applicant and respondent No.1. The applicant has only made general allegations against these respondents. There is no prima facie material on record to proceed against these respondents. Continuation of proceeding would be an abuse of process of law. There are no allegation or material indicating any act of domestic violence on the part of these respondents.

Considering place of residence of the applicant and relations of these respondents with the applicant, it appears that there is need of discharging these respondents from this application. Hence, I proceed to pass following order.

ORDER

1. The application at Exh.15 is allowed.
2. Respondent No.6 and 7 are hereby discharged from the main application.
3. Proceeding is disposed off against respondent No.6 and 7 accordingly and names of respondent No.6 and 7 be deleted from the main application.

Date: 15/07/2025

(Smt. A. S. Wadkar)
Judicial Magistrate, F.C., Karjat,
Dist-Raigad.