

CNR No.WBBB06-000031-2022

Date : 16/10/2023

Received one skeleton record from G.R.O.

Today the OP is produced from J.C.

O.P was arrested on 15/10/2023 on the strength of W/A issued against him by this Court and was remanded to JC by the In-charge Magistrate of the Remand File on that date.

OP is asked on dock and he replied that he would not pay a single farthing to his wife and would not give any undertaking to pay the same.

It is observed that neither the OP has paid any single farthing nor has given any undertaking to pay the same. Rather on dock he stated that he would not pay a single farthing to the petitioner.

It must be borne in mind that Section 125 Cr.P.C. is a measure of social legislation and it has to be construed liberally for the welfare and benefit of the destitute wife.

The statement of the OP that he would not pay any single farthing and/or would not give any undertaking to pay the same, which he stated on on being asked, makes it quite justified to sentence the OP to undergo simple imprisonment for 29 days i.e. up to 14/11/2023 (taking into account the OP has been brought under arrest on 15/10/2023 and is in custody since then) or till further payment if earlier made.

Let the skeleton record be tagged with the record.

Issue Jail warrant.

D/c.

A.C.J.M, Rampurhat,
Birbhum

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JO CODE WB01113