

**Court of Ist Additional Sessions Judge,
Baramulla**

In the Case of:-

CNR No. JKBA010022082022
Date of Institution: 19.12.2022
Date of Order: 25.07.2023

In the Case of:-

Feroz Ahmad Khan
S/o Gh Mohammad Khan
R/o Chennai Tamil Nadu.

.....Appellant

V/s

Zahida Begum D/o Allah Rakha
Presently at Zehanpora, Boniyar.

.....Respondent

In the matter of: Appeal under Section 20 of D.V. Act.

Present: Counsel for the parties.

Coram: Malik Shabir Ahmad
J.O.Code: JK00122

O R D E R

1. The instant appeal has been preferred against order dated 09.10.2021 whereby learned J.M.I.C/Munsiff, Boniyar, herein after referred to as learned trial Court has given some reliefs under Domestic Violence Act as interim measure in favour of the respondent and against the appellant. Perusal of the impugned order reveals that the said order has been passed subject to the objections of the

appellant and other persons against whom the order was made. Therefore, the appeal appears to be not maintainable before this Court as the impugned order is not a final order and is subject to the objections and the said order appears to be not perverse or against any provision of law except that the order has been passed without obtaining the affidavit of assets and liabilities from the respondent as mandated under law.

2. Therefore, the appeal is dismissed and the appellant is directed to approach learned trial Court with his objections seeking modification or revocation of the impugned order on the grounds available to him and the learned trial Magistrate shall after hearing both the parties pass appropriate orders in this behalf expeditiously preferably within 15 days from the receipt of this order. Appeal is disposed off with all ancillary applications. Interim direction if any, is vacated forthwith. Appeal after due completion be consigned to records.

Announced
25.07.2023

Sd/-
1st Additional Sessions Judge,
Baramulla.