



NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

ORDER RESERVED ON 11.03.2025

ORDER DELIVERED ON 09.05.2025

CRR No. 120 of 2015

1 - Surendra Prasad Shrivastava And Ors. S/o Late Ambika Prasad Shrivastava Aged About 69 Years R/o Behind City Dispensary, Near Prachin Thakur Mandir, Old High Court, Gandhi Chowk, Ps City Kotwali, Bilaspur, Tah. And Distt. Bilaspur C.G. , Chhattisgarh

2 - Meena Kumari W/o Surendra Prasad Shrivastava Aged About 63 Years R/o Behind City Dispensary, Near Prachin Thakur Mandir, Old High Court, Gandhi Chowk, Ps City Kotwali, Bilaspur, Tah. And Distt. Bilaspur C.G. , District : Bilaspur, Chhattisgarh

3 - Pawan Shrivastava S/o Surendra Shrivastava Aged About 40 Years R/o Behind City Dispensary, Near Prachin Thakur Mandir, Old High Court, Gandhi Chowk, Ps City Kotwali, Bilaspur, Tah. And Distt. Bilaspur C.G. , District : Bilaspur, Chhattisgarh

4 - Padma Shrivastava W/o Pawan Shrivastava Aged About 38 Years R/o Behind City Dispensary, Near Prachin Thakur Mandir, Old High Court, Gandhi Chowk, Ps City Kotwali, Bilaspur, Tah. And Distt. Bilaspur C.G. , District : Bilaspur, Chhattisgarh

... Applicant (s)

versus

1 - Smt. Neetu Shrivastava W/o Late Shri Pankaj Shrivastava Aged About 29 Years R/o Infront Of Old High Court, Jaiswal Gali, Bilaspur, Ps City Kotwali, Tah. And Distt. Bilaspur C.G., Chhattisgarh

... Respondent(s)

For Applicant (s)No.1,2 & 4	:	Mr. T.K.Tiwari, Advocate
For Applicant No.3	:	Mr. Pawan Shrivastava in person
For Respondent	:	Ms. Neetu Shrivastava in person

(Hon'ble Shri Justice Arvind Kumar Verma)

C A V Order

Heard on I.A. No. 05/2024, which is an application filed by the respondent in person.

2. The respondent has filed the above captioned application (IA No.05) wherein the prayer clause is relevant and is quoted below:

“It is hereby prayed that the applicants be directed to comply the Hon'ble High Court order and pay the amount within a period of 30 days as directed in the interim order of the JMFC, Bilaspur on 20.10.2014 which has been made absolute by the Hon'ble High Court in order dated 06.08.2015. the interest incurred @ 12% be also paid to the respondent by the applicants during the above mentioned timeline.”

3. Contention of the respondent is that on 20.10.2014, the learned Judicial Magistrate First Class, Bilaspur had granted interim order in favour of the respondent under Section 23 of the Domestic Violence Act, 2005 stating that the applicants shall either allow the respondent to reside with them or shall pay Rs. 5,000/- towards the rented accommodation and further grant maintenance of Rs. 5,000/- for her medical treatment. Thereafter the appeal filed by the applicants and the revision petition of the respondent was rejected by the learned Second

Additional Sessions Judge, Bilaspur on 09.01.2015. Against which the applicants had preferred the instant criminal revision. The respondent had also filed Cr.M.P. No. 167/2015 against the order dated 09.01.2015 before this Court which was dismissed vide order dated 10.03.2015.

4. The respondent submits that the present revision is liable to be dismissed and the order of the JMFC Bilaspur dated 20.10.2014 needs no interference. It is submitted that despite the said order being made absolute by this Court, the respondent has not received any compensation from the applicants.

5. It is submitted by the respondent that the applicants may be directed to comply the order passed by this Court and pay the amount within a period of 30 days as directed by the learned JMFC, Bilaspur on 20.10.2014 which has been made absolute by this Court vide order dated 10.03.2015.

6. Heard learned counsel for the parties and perused the documents.

7. It appears that the order passed by the JMFC, Bilaspur dated 20.10.2014 has been made absolute by this Court vide order dated 10.03.2015 and since the matter is ripe for final hearing therefore, let the matter be heard finally.

8. The application I.A. No. 05/2024 is accordingly dismissed.

9. List the matter for final hearing on 13th June 2025. Registry is directed to inform the respondent in person.

Sd/-
(Arvind Kumar Verma)
Judge