

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION NO. 5099 of 2018

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DIPALIBEN KALPESHKUMAR PATADIYA

Versus

STATE OF GUJARAT

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Appearance:

HL PATEL ADVOCATES(2034) for the PETITIONER(s) No. 1

for the RESPONDENT(s) No. 2

MS M D MEHTA, ADDL. PUBLIC PROSECUTOR(2) for the

RESPONDENT(s) No. 1

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CORAM: HONOURABLE MS JUSTICE SONIA GOKANI

Date : 21/06/2018

ORAL ORDER

1. The petitioner seeks enhancement of the quantum of maintenance granted by learned 2nd Additional Sessions Judge, Bhavnagar Camp at Botad in Criminal Revision Application No.25 of 2015. The petitioner has sought enhancement to the tune of Rs.25,000/- per month from the date of application i.e. 04.10.2011.

2. While issuing the Rule, making it returnable on July 09, 2018, the petitioner is permitted to make a request in Criminal Misc. Application No.571 of 2018, wherein this Court (Coram:R.P.Dholariya,J) on 11.06.2018 has stayed order of execution on certain

conditions.

3. According to senior advocate, Mr. Patel, this being an ex-party order. It was not passed in presence of the present petitioner.

4. Later on while preparing the present Special Criminal Application, the same has been noticed by his office, so therefore, he deemed it fit to bring it to the Court's notice.

5. Let a request be made by the petitioner through the Registry to the Hon'ble the Chief Justice clubbing both the matters and placing it before the single coram.

6. Let **NOTICE** be issued to the respondent, returnable on **July 16, 2018**. The formal service of notice is waived by Ms. M. D. Mehta, learned Additional Public Prosecutors for and on behalf of the respondent-State.

Direct Service is permitted.

(MS SONIA GOKANI, J)

M.M.MIRZA