

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No. 1082 of 2021

Sonu Ravi Das	Versus	 Petitioner
The State of Jharkhand	& Anr.	 Opp. Parties

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI
 For the Petitioner : Mr. P.S. Dayal, Advocate
 For the State : A.P.P.
 For the O.P. No. 2 : Mr. Ashish Kumar, Advocate

4/Dated: 04/01/2022

This petition has been heard through Video Conferencing in view of the guidelines of the High Court taking into account the situation arising due to COVID-19 pandemic.

Learned counsel for the petitioner submits that O.P. No. 2 has filed Original Suit No. 104 of 2019 before the Principal Judge, Family Court, Garhwa under section 12 of the Hindu Marriage Act for annulment of her marriage with petitioner by a decree of nullity on the ground of impotency of petitioner thereafter this petition has been in which cognizance has been taken under section 498A of the I.P.C. According to him the cognizance order is not in accordance with law.

Mr. Ashish Kumar, learned counsel appeared Suo Motu on behalf of O.P. No. 2. He accepts notice on behalf of O.P. No. 2.

Learned counsel for the petitioner shall serve a copy of the petition to Mr. Ashish Kumar, learned counsel for the O.P. No. 2 within a week.

Mr. Ashish Kumar, learned counsel for the O.P. No. 2 seeks four weeks' time after receiving of a copy of the petition from the learned counsel for the petitioner for filing counter-affidavit.

Time, as prayed for, is allowed.

There shall be stay of further proceeding in connection with Complaint Case No. 1084 of 2019 pending in the Court of learned Chief Judicial Magistrate, Garhwa till the next date.

Post the matter on 07.03.2022.

(Sanjay Kumar Dwivedi, J.)