

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Miscellaneous (Petition) No. 6391/2019

Sridhar Sharma S/o Gatturam B/c Brahmin, Aged About 58 Years, R/o Rahanawan, Presently R/o House No.a-92, Vaishali Nagar, Jaipur, District Jaipur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp.
2. Smt. Kavita Sharma W/o Shri Sridhar Sharma B/c Brahmin, R/o Rahanwan, Ps Laxmangarh, District Sikar, Raj.
3. Shushrut Kumar S/o Sridhar Sharma B/c Brahmin, R/o Rahanwan, Ps Laxmangarh, District Sikar, Raj., Having Minor Through Their Natural Guardian Mother Kavita Sharma W/o Sridhar Sharma, R/o Rahanwan, District Sikar, Raj.
4. Munna S/o Sridhar Sharma B/c Brahmin, R/o Rahanwan, Ps Laxmangarh, District Sikar, Raj., Having Minor Through Their Natural Guardian Mother Kavita Sharma W/o Sridhar Sharma, R/o Rahanwan, District Sikar, Raj.

-----Respondents

For Petitioner(s)	: Mr. Hanuman Choudhary
For Respondent(s)	: Mr. F.R. Meena, PP

HON'BLE MR. JUSTICE INDERJEET SINGH

Order

18/11/2019

Counsel for the petitioner submits that the petitioner has filed divorce petition against the respondent No.2 and the learned District Judge allowed the divorce petition on the ground of adultery. Counsel further submits that the Trial Court vide order dated 24.07.2019 has granted maintenance in favour of respondent No.2 under Section 125 Cr.P.C. Counsel further

submits that once the divorce petition has been allowed by the learned District Judge on the ground of adultery, wife is not entitled for any maintenance under Section 125 Cr.P.C.

In that view of the matter, issue notice to the respondents, returnable on 05.12.2019.

List on 05.12.2019.

In the meanwhile, operation of the impugned order dated 24.07.2019 shall remain stayed.

(INDERJEET SINGH),J

Upendra/233



सत्यमेव जयते