

**FA No. 60/2014**

**Hon'ble Servesh Kumar Gupta, J.**

Mr. B.S. Negi, Deputy Advocate General for the State.

Mr. V.K. Kohli, Sr. Advocate for respondents.

Paper book has been prepared.

Let the same be supplied to learned counsel for the parties as per rules.

With the consent of both the parties, list this matter in the first week of June, 2015.

**(Servesh Kumar Gupta, J.)**

**31.03.2015**

Ravi

**CRMA 935/2014 (Application for Withdrawal).**

**In**

**CRLR 67/2014**

**Hon'ble Servesh Kumar Gupta, J.**

Mr. Lokendra Dobhal, Adv. for the revisionist.

Mr. V.P. Bahuguna, Adv. for the respondent.

Learned counsel for the revisionist wants to withdraw his revision for some personal reasons. So, he is permitted to withdraw the revision. Revision is dismissed as withdrawn. Withdrawal application (CRMA 935/2014) is disposed of accordingly.

**(Servesh Kumar Gupta, J.)**

**03.07.2014**

N.A.

IA 2389/2014

In

C482 257/2014

**Hon'ble Servesh Kumar Gupta, J.**

Mr. M.S. Tyagi, Adv. for the petitioner.

Mr. Navneet Kaushik, Adv. for the respondent.

Having heard the learned counsel for both the parties, it transpires that Smt. Arti is living along with his son separately from her husband Vivek Kumar (petitioner) for some personal reasons.

Smt. Arti instituted an application under Section 125 Cr.P.C. on 21.06.2012, claiming maintenance but at that time, Vivek Kumar did not turn up before the Court despite service upon him. So, the Court declared him ex parte and grant the maintenance @ Rs.4,000/- per month to Smt. Arti from the date of passing of judgment i.e. 16.03.2013.

Now, Vivek Kumar has turned up before the Court, seeking for setting aside ex parte judgment against him and also with the prayer that the petition of maintenance be heard as afresh. The Court adjourning his application and at the same time, issue notice for recovery of arrears of maintenance.

I feel that the learned Trial Court has taken right course of action. This petition is utterly bereft of any merit and it is hereby dismissed. Petitioner is directed to make the update payment to Smt. Arti and then, the Trial Court may set aside the ex parte judgment.

**(Servesh Kumar Gupta, J.)**

**03.07.2014**

N.A.

**IA 2435/2014**

**In**

**C482 199/2014**

**Hon'ble Servesh Kumar Gupta, J.**

Mr. Harshpal Sekhon, Adv. for the applicant.

Mr. R.K. Shah, Dy. Adv. Gen. (Cri.), for the State/respondent No.1.

Learned counsel for the applicant is directed to file his supplementary affidavit annexing with all the copies of statement of the witnesses, which is recorded by the Investigating Officer under Section 161 Cr.P.C.

So, list up this matter after a week.

**(Servesh Kumar Gupta, J.)**

**03.07.2014**

N.A.

CRMA 324/2014

In

C482 143/2014

**Hon'ble Servesh Kumar Gupta, J.**

Mr. Deepak Sharma, Adv. for the applicant.

Mr. R.K. Shah, Dy. Adv. Gen. (Cri.), for the State/respondent.

At the request of learned State counsel, list up this matter tomorrow.

**(Servesh Kumar Gupta, J.)**

**03.07.2014**

N.A.

**CRMA 42/2014**

**IA 2544/2014**

**In**

**C482 40/2014**

**Hon'ble Servesh Kumar Gupta, J.**

Mr. Amar Shukla, Adv. for the applicant.

Mr. Arvind Vashishtha, Adv. for the respondent.

Having heard upon the Urgency Application moved by the applicant and it is hereby allowed. Urgency Application No.2544/2014 is disposed of accordingly.

So, list up this matter in the next week for final hearing.

**(Servesh Kumar Gupta, J.)**

**03.07.2014**

N.A.

CRMA 937/2014

CRMA 938/2014

In

C482 1485/2013

**Hon'ble Servesh Kumar Gupta, J.**

Mr. J.S. Virk, Adv. for the petitioner.

Mr. R.K. Shah, Dy. Adv. Gen. (Cri.), for the State.

Condoning the delay, counter affidavit is taken on the record. Delay condonation application No.937/2014 is disposed of accordingly.

So, list up this matter in the next week for final hearing.

**(Servesh Kumar Gupta, J.)**  
**03.07.2014**

N.A.

**CRMA 1626/2012**

**IA 2527/2014**

**In**

**C482 899/2012**

**Hon'ble Servesh Kumar Gupta, J.**

Mr. Pawan Mishra, Adv. for the applicant.

Mr. R.K. Shah, Dy. Adv. Gen. (Cri.), for the State/respondent No.1.

Mr. N.S. Bisht, Adv. holding brief of Mr. M.S. Tyagi, Adv, for the respondent No.2.

Miscellaneous Application No.2527/2014 is hereby allowed. Rejoinder affidavit is taken on the record. At the request of learned counsel for both the parties, this petition be clubbed with "C482 918/2012 Gurdeep Singh & Ors. Vs. State of Uttrakhand & Anr".

So, list up this matter in the next week for final hearing.

**(Servesh Kumar Gupta, J.)**

**03.07.2014**

N.A.

**CRMA 1625/2012**  
**IA 2526/2014**

**In**  
**C482 918/2012**

**Hon'ble Servesh Kumar Gupta, J.**

Mr. Pawan Mishra, Adv. for the applicant.

Mr. R.K. Shah, Dy. Adv. Gen. (Cri.), for the State/respondent No.1.

Mr. N.S. Bisht, Adv. holding brief of Mr. M.S. Tyagi, Adv, for the respondent No.2.

Miscellaneous Application No.2526/2014 is hereby allowed. Rejoinder affidavit is taken on the record.

So, list up this matter in the next week for final hearing.

**(Servesh Kumar Gupta, J.)**  
**03.07.2014**

N.A.