

C482 No. 482 of 2018
Hon'ble V.K. Bist, J.

Mrs. Varsha Sharma, Advocate
for the applicants.

Mr. Dinesh Chauhan, Brief
Holder for the State of Uttarakhand.

Heard learned counsel for the
parties.

Admit.

Issue notice to respondent no. 2
returnable at an early date.

List this matter after service
report is received.

Learned counsel for the
applicants submitted that applicant
no.3 is wife of respondent no. 2 and
applicant nos. 1 & 2 are real brothers.
She submitted that marriage of the
applicant no.3 was solemnized with
the respondent no. 2 on 28.01.2012
and, out of the wedlock, a girl child
was born. She submitted that,
inasmuch as, applicant no.3 could not
give birth to a male child, she was
thrown out of her maternal house. She
submitted that, on 19.07.2016, the
applicant no. 3 moved an application
under Section 125 Cr.P.C. seeking
maintenance from the respondent no.
2 before the Principal Judge, Family
Court, Dehradun. She submitted that,
as a counterblast, respondent no. 2
has lodged the F.I.R. against the
applicants under Section 385, 323,
504, 506 & 427 I.P.C., in which
charge sheet has been filed.

Learned counsel for the
applicants submitted that it is a

matrimonial dispute and it can be resolved amicably. She submitted that in case some protection is granted to the applicants, then in that event, the applicants will take all sincere steps for reconciliation and will try to settle the dispute amicably.

Considering the submission advanced by the learned counsel for the applicants, it is directed that, till the next date of listing, further proceedings of Criminal Case No.332 of 2018 pending before the Court of learned Ist Additional Judicial Magistrate, Dehradun, shall remain stayed, so far it relates to the applicants.

Let a copy of this order be sent to the respondent no. 2 alongwith the notice, so that he may know that the applicants are ready to settle the matter.

Arpan

(V.K. Bist, J.)

22.03.2018