

SL. No	Date	Office Notes, reports, orders or proceedings or directions or Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>C 482 No. 1314 of 2023</p> <p><b><u>Hon'ble Rakesh Thapliyal, J.</u></b></p> <ol style="list-style-type: none"> <li>1. Mr. Piyush Garg, learned counsel for the applicant.</li> <li>2. Mr. G.S. Sandhu, learned Sr. Advocate - Government Advocate assisted by Mr. Saurabh Pandey, learned Brief Holder for the State.</li> <li>3. Ms. Manisha Bhandari, learned counsel for the respondent no. 2.</li> <li>4. In this particular case, an FIR was lodged by the complainant / respondent no. 2. After thorough investigation, final report was submitted. Against the final report, respondent no. 2 filed a protest petition, which was rejected by the Chief Judicial Magistrate, Nainital. Feeling aggrieved, respondent no. 2 filed a revision, which was allowed by the 1<sup>st</sup> Additional Sessions Judge, Nainital with certain observations on 22.06.2023.</li> <li>5. Since in this case, investigation was carried out by the police and after thorough investigation, final report was submitted, this Court thinks that it is necessary to call for counter affidavit from the State.</li> <li>6. Let counter affidavit be filed by State within ten days.</li> <li>7. Respondent no. 2 has already filed a counter affidavit and in reply thereto, applicant has also filed rejoinder affidavit.</li> <li>8. List on 09.10.02023.</li> <li>9. In the meantime, order dated 22.06.2023 passed by the 1<sup>st</sup> Additional Sessions Judge, Nainital in Criminal Revision No. 89 of 2015 shall be kept in abeyance.</li> </ol> <p style="text-align: right;"><b>(Rakesh Thapliyal, J.)</b> 18.09.2023</p> <p>SKS</p>

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