



Special Leave Petition was filed and the same prayer for conducting the DNA test was made before us. On 8th November, 2010 we had accordingly, directed the petitioner-husband to deposit all dues, both arrear and current, in respect of the maintenance awarded to the wife and child to enable us to consider the prayer for holding of such DNA test. Such deposit having been made on 3rd January, 2011, we had agreed to allow the petitioner's prayer for conducting DNA test for ascertaining the paternity of the child.

We have since been informed by counsel for the parties that a Forensic Science Laboratory in Nagpur conducts the very same test, as has been asked for, by the petitioner. Accordingly, we direct the petitioner-Nandlal

Wasudeo Badwaik and the respondent No. 1- Ms. Lata Nandlal Badwaik to make a joint application to the Forensic Science Laboratory, Nagpur, situated at Jail Road, Dhantoli, for conducting such test. The petitioner, as well as the respondent No. 1, shall present themselves at the

laboratory with respondent No. 2 for the said purpose on a date to be fixed by the laboratory, and, thereafter, the laboratory is directed to send the result of such test to this Court within four weeks thereafter. The expenses for the test to be conducted shall be borne by the petitioner-husband. Needless to say that the petitioner shall also go on paying the interim maintenance, in the meantime.

Let a copy of this order be made available to the counsel of both the parties for production before the Forensic Science Laboratory at Nagpur.

(Anita Malhotra)  
Sr.PA

(Juginder Kaur)  
Court Master