

ITEM NO.7

COURT NO.1

SECTION IIC

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s).10137/2015

(Arising out of impugned final judgment and order dated 09/04/2015 in CRMMO No.230/2014 passed by the High Court of Himachal Pradesh at Shimla)

MANOJ KUMAR

Petitioner(s)

VERSUS

CHAMPA DEVI

Respondent(s)

(With interim relief and office report)

Date : 06/04/2017 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Ms.Nisha Priya Bhatia, Adv.  
Mr. Aftab Ali Khan, Adv.

For Respondent(s) Mr. Anil Nag, Adv.  
Mr.Arun Singh, Adv.

Upon hearing the counsel the Court made the following

O R D E R

1. We have heard learned counsel for the rival parties at some length.

2. Having perused the impugned order, we are satisfied, that the same is based on the two decisions rendered by this Court, firstly, Vanamala (Smt) vs. H.M.Ranganatha Bhatta, (1995) 5 SCC 299, and secondly, Rohtash Singh vs. Ramendri (Smt) and others,

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230<<03<sup>AV</sup>  
Date: 06/04/2017  
Reason:

230<<03<sup>AV</sup> (3) SCC 952. Section 125 of the Criminal Procedure Code, including the explanation under sub-section (1) thereof, has been consistently interpreted by this Court, for the last two decades.

The aforesaid consistent view has been followed by the High Court while passing the impugned order.

3. For the reasons recorded hereinabove, we find no justification whatsoever, to interfere with the impugned order, in exercise of our jurisdiction under Article 136 of the Constitution.

4. The special leave petition is accordingly dismissed.

(SATISH KUMAR YADAV)  
AR-CUM-PS

(RENUKA SADANA)  
ASSISTANT REGISTRAR