

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

-.-

FAO M 297 of 2009 (O&M)
Date of decision: 28.09.2015

Ujender

..... Appellant

Versus

Usha

.....Respondent

**Coram: Hon'ble Mr. Justice Rajive Bhalla
Hon'ble Mrs. Justice Rekha Mittal**

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Present: None for the appellant

Mr. J P Sharma, Advocate
for the respondent

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

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Rajive Bhalla, J. (Oral)

The appellant, challenges judgment and decree dated 21.08.2009, passed by the Additional District Judge, Rewari, dismissing his petition for grant of divorce.

On 09.12.2013, the appellant was directed to bring a demand draft of ₹20,000.00 towards interim maintenance, drawn in favour of the respondent-wife. The respondent, thereafter, filed Civil Miscellaneous M-13 of 2014, praying for grant of interim maintenance @ ₹21,000.00 per month for herself and her two minor daughters along with litigation expenses. The appellant, till date, has not, filed any reply to the aforesaid

application. An order was passed, on 19.01.2015, directing the appellant to bring a demand draft of ₹50,000.00 towards interim maintenance. On 28.01.2015, counsel for the appellant prayed for time to comply with order dated 19.01.2015. On 24.02.2015 as neither party was present, the appeal was adjourned. The appeal was repeatedly adjourned, but today neither the appellant nor his counsel are present, nor has ₹50,000.00 been paid. The appellant does not appear to be interested in pursuing the appeal.

Consequently, we find no reason to keep the appeal pending and dismiss the same for non-prosecution.

(Rajive Bhalla)
Judge

(Rekha Mittal)
Judge

September 28, 2015
Mohan Bimbura