

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CrI. Misc. No. M-11128 of 2016

Date of decision : 31.03.2016

Ranbir

... Petitioner

versus

Angrejo

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ajay Kumar Kansal, Advocate
for the petitioner

ANITA CHAUDHRY, J.(ORAL)

This petition has been filed under Section 482 Cr.P.C. for quashing the petition filed by the respondent before the Family Court, Rohtak.

Learned counsel for the petitioner contends that respondent had filed a petition under Section 125 Cr.P.C. before CJM Jind and had sought interim maintenance which was declined on the ground that the petition was not maintainable and the case was adjourned for several dates and ultimately the petition was got dismissed in default on 21.12.2015. The counsel further urges that the petitioner received summons from the Family Court, Rohtak with respect to the petition filed under Section 125 Cr.P.C. The counsel refers to Annexure P-7. The counsel further urges that the respondent had concealed the fact that she had earlier filed a petition in Jind and about the orders those were passed.

Learned counsel for the petitioner was asked as to whether the petitioner has appeared before the Family Court, Rohtak and had filed his reply to which the counsel states that he has not appeared before the Court below.

The petitioner should have taken objections before the Court below.

Learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to raise all the pleas before the Court below.

Dismissed as withdrawn with liberty aforesaid.

March 31, 2016

reena

**(ANITA CHAUDHRY)
JUDGE**