

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

**CRM-M No. 38113 of 2016
Date of decision: 24.10.2016**

Satnam Singh

...Petitioner

Versus

Jangir Kaur

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Karanvir Singh Khehar, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of order dated 05.12.2013 (Annexure P-6) passed by learned Judicial Magistrate First Class, Jalalabad by which interim maintenance to the tune of ₹4000/- per month has been awarded in favour of the respondent as well as challenge to order dated 22.01.2015 (Annexure P-8) by which the learned Additional Sessions Judge, Fazilka confirmed the said order.

It is contended by learned counsel for the petitioner that both the Courts below have erred in awarding interim maintenance to the tune of ₹4000/- per month to the respondent since the respondent is not the legally wedded wife of the petitioner. It is further contended that the respondent was earlier married with one Chan Singh son of Uttar Singh, resident of Village Bhamba Wattu, Fazilka and in fact there is no decree of divorce awarded by a competent Court to dissolve the said marriage. It is argued that this plea was taken up by the petitioner before the Courts below, however, discarding the same, interim maintenance has been granted.

I have heard learned counsel for the petitioner and while taking note of the fact that it is only the interim maintenance that has been challenged in this petition, I deem it appropriate to dispose of this petition by giving a direction to the Courts below to decide and dispose of the main case filed under Section 125 Cr.P.C. as expeditiously as possible, preferably within a period of three months from the receipt of the certified copy of this order, since the same is pending from 2013.

While disposing of this petition, no observation on the merit of the case is being made.

24.10.2016

Ansari

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No