

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

CRR-3287 of 2015 (O&M)  
Date of decision: 29.11.2017

Veer Singh

...Petitioner(s)

Versus

Rajwinder Kaur

...Respondent(s)

**CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN**

Present: None for the petitioner(s).

Mr. M.K. Bhatnagar, Advocate for  
Mr. Inderjit Sharma, Advocate for the respondent.

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**Jitendra Chauhan, J. (Oral)**

By filing the present revision petition, the petitioner seeks quashing of impugned judgment dated 10.08.2015, passed by Addl. Sessions Judge, Bathinda, dismissing the revision against the judgment of conviction and order of sentence dated 10.01.2014, passed by Judicial Magistrate 1<sup>st</sup> Class, Bathinda, whereby the petitioner has been sentenced to undergo rigorous imprisonment of one year under Sections 406 and 498-A of IPC.

Vide order dated 02.11.2015, the petitioner was released on interim bail to enable him to make an endeavour to pay the pending amount of maintenance. But till date, nothing has been paid towards the maintenance. On 08.08.2016, the petitioner was directed to bring Rs. 25,000/- and case was adjourned to 13.12.2016 and thereafter, on 23.3.2017, learned counsel for the petitioner had made a statement that

despite his best efforts, he was not get in touch with the petitioner in order to make statement regarding payment of Rs. 25,000/- in terms of order dated 08.08.2016 and therefore, he sought permission to withdraw his power of attorney. The Chief Judicial Magistrate, Bathinda was directed to call upon the petitioner and initiate proceedings against him as to why order allowing interim bail granted to the petitioner be not cancelled. Thereafter, on 27.09.2017, fresh report from CJM, Bathinda was called and learned counsel for the petitioner in deference to his prayer made was allowed to withdraw his power of attorney. In pursuance thereto, report from the CJM, Bathinda has been received, as per which the petitioner is not residing at the given address being a truck driver and his whereabouts are not known. The father of the petitioner got recorded his statement with the police that he had evicted his son and daughter in-law. Today, none has appeared on behalf of the petitioner.

In view of the above, the present petition is dismissed for non-prosecution. The interim bail granted to the petitioner vide order dated 02.11.2015 passed by the Court stands cancelled. The Registry is directed to send a copy of this order to the CJM, Bathinda for initiating re-arrest proceedings against the petitioner to serve the remaining sentence.

29.11.2017

*sumit.k***(JITENDRA CHAUHAN)**  
**JUDGE**

Whether speaking/reasoned :  
Whether Reportable :

|     |    |
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| Yes | No |
| Yes | No |