

In the High Court of Punjab and Haryana at Chandigarh

CRR- 3619 of 2016(O&M)
Date of Decision: 23.1.2017

Mohinder Pal Singh

---Petitioner

versus

Jaswinder Kaur and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Jaideep Verma, Advocate
for the petitioner**

Rekha Mittal, J.

Counsel for the petitioner submits that in pursuance of ex parte order for grant of maintenance passed under Section 125 of the Code of Criminal Procedure, the petitioner was taken into custody and thereafter he was produced before the Judicial Magistrate at Ludhiana and order dated 31.8.2016 was passed ordering his custody for a period of 250 days. It is further submitted that the petitioner has been released from jail as he has already deposited the arrears of maintenance.

After arguing for sometime, counsel for the petitioner states that the petition may be disposed of but without prejudice to rights of the petitioner to file an appropriate application before the Court below for non-release of amount of Rs. 1. 2 lakhs deposited by him.

Disposed of accordingly. In case such an application is filed by the petitioner, the same shall be decided by the Court below, in accordance

with law, within a period of two months from the date of its filing.

(Rekha Mittal)
Judge

23.1.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No