

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

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FAO No.M-24 of 2015

Date of Decision: August 16th, 2017

Kanwaljit Singh

...Appellant

Versus

Rajwant Kaur

...Respondent

**CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

Present: Mr. H.S. Brinda, Advocate
for the appellant.

Mr. Naveen Batra, Advocate
for the respondent.

M.M.S. BEDI, J. (ORAL)

Aggrieved by the dismissal of his petition for divorce, the husband has preferred this appeal.

On last date of hearing, when the matter was taken up, it transpired that pursuant to order dated 17.11.2016 requiring the husband-appellant to pay a sum of ₹5,000/- per month as interim maintenance, not even single penny had been paid.

Counsel for the respondent has submitted that arrears to the tune of ₹1.25 lacs are due towards the ad interim maintenance.

Matter was adjourned for today for compliance of order dated 17.11.2016. Counsel for the appellant has expressed inability on behalf of the appellant-husband to pay any amount towards the arrears of maintenance. He has rather requested for withdrawal of the appeal.

The appeal is dismissed as withdrawn without prejudice to the right of the respondent-wife to recover the arrears, if any, pursuant to order dated 17.11.2016 till date.

**(M.M.S. BEDI)
JUDGE**

August 16th, 2017
Puneet

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No