

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

CRM-M- 2013-2018 (O&M)
Date of Decision: May 22, 2018

Ajay Bhardwaj

...Petitioner

Versus

Jyotsna and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- None.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 482 of Cr.P.C. seeking directions to the Ld. Addl. District Sessions Judge (Family Court) not to take any coercive action against the petitioner in Execution Petition titled as Jyotsna and Ors. Versus Ajay Bhardwaj bearing No. Exe. 36 of 2016 till the disposal of the main petition for Maintenance u/s 125 Cr.P.C. in the case titled as Jyotsna and Others versus Ajay Bhardwaj.

This matter was taken up for hearing on 17.01.2018, on which date, this Court had deemed it fit to direct appropriate Court to adjourn the case for 08 weeks.

It was argued on that date that the petitioner had already paid a substantial amount of interim maintenance to the complainant and if proceedings under the execution petition were permitted to continue, he would be put to a great monetary loss as he was not in a position

to recover any amount.

Learned counsel for the petitioner had also submitted that the petitioner would furnish an undertaking that he would deposit half of the amount of the maintenance finally assessed under Section 125 Cr.P.C. with the executing Court within a period of two months from the date that the petition stands disposed of.

Matter was adjourned for 21.03.2018, on which date learned counsel for petitioner made a request to adjourn the matter to 23.03.2018. Thereafter, the case was adjourned on request to 22.05.2018.

This matter has been called twice but no one appeared. It appears that the petitioner is not interested in pursuing the case any more.

Hence the same stands dismissed in default.

May 22, 2018
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No