

FAO-M-148-2012 (O&M)

Date of Decision: 11.12.2018

SUPINDER SINGH

...Appellant

Versus

AMARJIT KAUR

...Respondent

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Mohit Garg, Advocate for the appellant.

Mr. Amit Bhanot, Advocate for the respondent.

RAKESH KUMAR JAIN, J. (ORAL)

This appeal has arisen from the judgement and decree of the trial Court by which a petition by the appellant-husband filed under Section 13 (i) (iii) a & b of the Hindu Marriage Act, 1955 was dismissed.

There is no doubt that the appellant is in arrears of payment of maintenance pendente lite. However, the appellant, who is present in Court has instructed his counsel to withdraw the appeal.

We allow the appellant to withdraw the appeal but with the rider that the respondent-wife would be entitled to execute the order for recovery of maintenance in accordance with law.

Dismissed as withdrawn.

(RAKESH KUMAR JAIN)
JUDGE(ANUPINDER SINGH GREWAL)
JUDGE**December 11, 2018***Jyoti-IV*

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No