

202.

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

CRM-M-5655-2018

Date of decision:07.02.2019.

SUKHJINDER SINGH

.... Petitioner

versus

NEERU AND ANOTHER

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

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

Mr. Amandeep Singh Jawandha, Advocate, for the respondents.

HARI PAL VERMA, J.(Oral)

Learned counsel for the petitioner states that in view of order dated 16.04.2018 passed by learned Judicial Magistrate Ist Class, Sangrur whereby the proceedings under Section 125 Cr.P.C. have been decided, the present petition seeking quashing of ex-parte order dated 20.04.2017 (Annexure P-1) and the order dated 02.12.2017 (Annexure P-4) passed by the revisionary court granting interim maintenance to the respondents, is rendered infructuous. He refers to paras No.7 and 8 of the said order, which are reproduced as under:-

“7. In view of the discussion above, the application stands allowed. Therefore, the following order is made:-

1. The respondent is directed to make payment of a consolidated sum of Rs.10,000/- per month as interim maintenance from the date of application to both the applicants. Litigation expenses of Rs.2500/- are also granted to the applicants.

2. *The payment towards interim maintenance shall be paid by respondents directly in the bank account to be opened by the applicant for the purpose of this case. The payment be made by 7th of each month. The arrears of maintenance be also cleared by the 10th of the next month.*

8. *The maintenance has been fixed separately in the domestic violence case vide order of this Court dt. 27.11.2017 and separately in the maintenance application today. It is clarified that the applicant shall be entitled to receive maintenance where it is fixed on the higher side w.e.f. the date of filing of application, which is first in time."*

Certified copy of judgment dated 16.04.2018 is taken on record.

In view of above, present petition is rendered infructuous and dismissed as such.

(HARI PAL VERMA)
JUDGE

07.02.2019
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No