

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-30078-2019 (O&M)
Date of Decision:- 9.12.2019

Jagmail Singh

... Petitioner

Versus

Kirandeep Kaur and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. S.C.Arora, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

The petitioner has approached this Court seeking quashing of order dated 1.6.2019 passed by learned Judicial Magistrate 1st Class, Mansa, vide which he was sent to undergo imprisonment for 6 months for having committed default in making payment of arrears of maintenance as awarded under Section 125 Cr.P.C. in respect of the period 6.4.2015 to 5.8.2018.

Since a period of 6 months w.e.f. 1.6.2019 when the petitioner was taken into custody has already elapsed, therefore, the present petition is virtually rendered redundant and is dismissed as such while also keeping in

view the submission made on behalf of the petitioner who has stated that the petition may be dismissed as withdrawn.

Learned counsel for the petitioner has however informed that despite the petitioner having undergone a period of 6 months pursuant to order dated 1.6.2019 he is not being released by the jail authorities.

The Superintendent, District Jail, Mansa is directed to release the petitioner forthwith in case it is confirmed that he has already undergone 6 months pursuant to order dated 1.6.2019, provided he is not warranted in any other case.

A copy of this order be sent immediately to the Superintendent, District Jail, Mansa.

December 9, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No