

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

Criminal Revision (F) No.1059 of 2019
Date of Decision: December 13, 2019

Vikram Singh

...Petitioner

Versus

State of Haryana & another

...Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. R.K.Girdhwal, Advocate,
for the petitioner.

MANOJ BAJAJ, J. (Oral)

The present criminal revision is directed against the order dated 02.12.2019 (Annexure P-1) passed by the Family Court, whereby the petitioner was ordered to be kept in civil prison w.e.f. 02.12.2019 to 02.01.2020 for non-payment of arrears of maintenance, i.e., ₹ 60,000/- at the rate of ₹ 4,000/- per month.

Learned counsel for the petitioner submits that the petitioner is in arrears of ₹ 60,000/- towards maintenance pursuant to the order passed by the Family Court, whereby a sum of ₹ 4,000/- per month was fixed as interim maintenance under Section 125 Cr.P.C. He does not dispute the liability and undertakes to deposit a sum of ₹20,000/- towards arrears of maintenance as awarded by the Family Court by 20.12.2019 by way of demand draft in favour of his wife-respondent No.2. The 2nd instalment of ₹20,000/- would be paid by 16.01.2020 and 3rd instalment of ₹ 20,000/- by

16.02.2020.

Notice of motion to respondent No.1 only at this stage and considering the prayer made by the petitioner, service of respondent No.2 may not be necessary as it may cause extra burden upon her.

Ms. Tanu Shree Gupta, learned Deputy Advocate General, Haryana accepts notice on behalf of the State and a complete set of paper book has been handed over to her.

Considering the undertaking of the petitioner, the impugned order dated 02.12.2019 is set-aside. The petitioner is directed to deposit a sum of ₹ 20,000/- towards arrears of maintenance as awarded by the Family Court by 20.12.2019 by way of demand draft in favour of his wife-respondent No.2, 2nd instalment of ₹ 20,000/- by 16.01.2020 and the 3rd instalment of ₹ 20,000/- by 16.02.2020.

It is further ordered that the petitioner shall continue to pay the monthly maintenance as well. In case the order is not complied with, the petition shall be deemed to be dismissed.

Criminal Revision stands disposed off.

December 13, 2019
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No