

\$~57

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.REV.P. 790/2019**
SHRI JASNEET SINGH Petitioner
Through: Mr. Vikram Dua, Advocate

versus

STATE (N.C.T OF DELHI) & ANR Respondents
Through: Mr.Panna Lal Sharma, APP
with SI Manoj Chahar,
PS:Paschim Vihar, Delhi

CORAM:
HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER
% **30.07.2019**

CRL.M.A.32301/2019

Allowed, subject to all just exceptions. The application is disposed of.

CRL.REV.P. 790/2019 & CRL.M.A.32300/2019

1. Learned counsel for the petitioner submitted that, in this matter, interim maintenance has been granted @ 4422/- per month to the respondent No.2 and her son.
2. Learned counsel for the petitioner submitted that it may be clarified that the interim maintenance would be subject to the outcome of the petition under Section 12 of the Protection of Women from Domestic Violence Act, 2005. In case the respondent No.2 is entitled for a lesser amount, then the amount already paid would be adjusted from the final amount.

3. It is, in view of the legal position, accordingly clarified that the interim maintenance would be subject to the outcome of the petition under Section 12 of the Protection of Women from Domestic Violence Act, 2005. In case the respondent No.2 is entitled for a lesser amount, then the amount already paid would be adjusted from the final amount.

4. Learned counsel for the petitioner submitted that the petitioner may be given 12 weeks time to clear the arrears. The petitioner is directed to pay all the arrears, in compliance of the impugned order in three instalments – the first instalment would be paid within thirty days, the second instalment would be paid on or before the expiry of sixty days and the third and final instalment would be paid on or before the expiry of ninety days from today.

5. Learned counsel for the petitioner seeks permission to withdraw the petition in view of the aforesaid directions, with a prayer to direct the Trial Court to expedite the proceedings.

6. Accordingly, the petition is dismissed as withdrawn, with a direction to the Trial Court to expedite the proceedings. Pending application is also dismissed. It is clarified that this Court has not expressed any opinion on the merits of the petition.

CHANDER SHEKHAR, J

JULY 30, 2019

tp