

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

CRM-M-52772 of 2018.

Decided on:- February 10, 2020.

Ranjeet Singh.

.....Petitioner.

Versus

State of Punjab and others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- None for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

Ms. Gurpal Kaur Dulat, Advocate
for respondent No.3.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for issuance of direction to respondents No.1 and 2 to stop deduction of Rs.8,000/- against the arrears of Rs.2,63,000/- from salary account of petitioner in term of the order dated 17.10.2015 passed by learned Additional Chief Judicial Magistrate, Sangrur, in favour of respondent No.3 in the application for recovery of arrears as maintenance under Section 125 Cr.P.C.

Learned counsel for respondent No.3 submits that at the time when the order dated November 29, 2018 was passed by this Court, the final order dated 17.12.2015 awarding maintenance @ Rs.10,000/- per month was already passed in favour of respondent No.3 by learned Additional Chief

Judicial Magistrate, Sangrur. However, it is by making wrong averments, the petitioner had obtained an interim order on November 29, 2018 from this Court, whereby the department was directed to deduct the monthly amount @ Rs.7,000/- per month towards maintenance from the salary of the petitioner.

Learned counsel for the respondent No.3 has also produced the certified copy of the final order dated 17.12.2015 passed by learned Additional Chief Judicial Magistrate, Sangrur in Court awarding such maintenance @ Rs.10,000/- per month, which is taken on record.

No one is present on behalf of the petitioner to controvert the facts brought to the notice of this Court by respondent No.3.

Dismissed for non-prosecution.

In case the petitioner finds that the averments so made above by learned counsel for respondent No.3 are wrong, he shall be at liberty to file an application seeking revival/restoration of the present petition within one month from the date of receipt of the copy of this order.

Registry is directed to send the copy of this order to the petitioner at the earliest.

February 10, 2020
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No