

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 218

CRM-27537-2020 in/and

CRR(F)-389-2018

Date of decision : 19.11.2020

Sunil Kumar

..... Petitioner

VERSUS

Anita

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Sanjeev Kodan, Advocate, for the petitioner.

None for the respondent.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed to challenge therein the order dated 11.05.2018, passed by the District Judge, Family Court, Bhiwani, through which the petition filed by the respondent-wife under Section 125 Cr.P.C. had been allowed and resultantly, the petitioner-husband had been directed to pay to the respondent Rs.8,000/- per month towards her interim maintenance.

The petition was admitted for regular hearing but before the same could be taken for hearing an application, duly supported by an affidavit of the petitioner, has been filed as per which the parties have amicably resolved their dispute in the following terms: -

“a. That Rs.15,80,000/- is to be paid as permanent alimony to the respondent no.2 amount of Rs.6,60,000/- will be paid at the time of first motion and the remaining amount of Rs.9,20,000/- will be paid at the time of Second motion.

b. That the amount of Rs.9,20,000/- which is now deposited in the Family Court, Bhiwani will be withdrawn by the petitioner no.1 and respondent no.2 will Cooperative him as per legal requirements.

c. That both parties filed case against each other which are as follows:
-1. State Vs. Iswar Singh etc. having FIR No.293 dt. 23.07.2016, u/ss 323, 354-A, 377/34 of IPC PS Sadar Dadri, 2. D.V. case TITLED AS Anita Kumari vs. Sunil Kumar, 3. Maintenance case titled as Anita Kumari Vs.

Sunil Kumar, 4. Criminal Complaint titled as Mahender Singh Vs. Chander Devi. 5. Criminal Complaint titled as Ishwar Singh vs. Mahender Singh & Ors.

d. That both the parties will withdraw all their suits which were filed by them against each other or they will co-operative in cancellation of FIRs as per legal remedy.

e. That in further both parties will not initiate any civil or criminal litigation against each other.”

Notice of the aforesaid application was served upon learned counsel for the respondent but in spite of service none has appeared.

In view of the above settlement learned counsel for the petitioner seeks to withdraw the present petition which is permitted.

Dismissed as withdrawn.

However, it is clarified that in terms of the afore quoted clause (b) of the agreement between the parties Rs.9,20,000/- lying deposited before the Family Court, Bhiwani is permitted to be withdrawn by the petitioner.

19.11.2020

shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No