

CRR(F)-474-2021

Date of Decision: 01.12.2021

Barinder Singh

... Petitioner

v/s

Sarbjit Kaur and another

... Respondents

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Vikas Arora, Advocate for the petitioner.

*(The case has been taken up through video conferencing on
account of Covid-19 pandemic)*

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VIVEK PURI, J. (ORAL)

The petitioner has assailed the order dated 09.03.2021 passed by the learned Principal Judge, Family Court, Barnala vide which ex parte order has been passed granting maintenance to the respondents. Perusal of the order indicates that in terms of the order dated 22.01.2020, the applicant i.e. the respondents in the present proceedings were granted interim maintenance and the respondents failed to make the payment of the same.

It has been further observed that ultimately, the respondents i.e. the petitioner in the instant proceedings failed to contest the application and was proceeded against ex parte vide order dated 23.02.2021.

Faced with the situation, learned counsel for the petitioner has sought to withdraw the present petition with liberty to approach the Court below by moving application for setting aside the ex parte order.

Dismissed as withdrawn with the liberty aforesaid. However, it is made clear that this Court has not made any observations with regard to merits of the application that may be moved by the petitioner in the Court below.

01.12.2021

Janki

**(VIVEK PURI)
JUDGE**