

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

Sr. No.216

CRR(F)-298-2017

Date of decision: 17.03.2022

Tilak Raj Arora

....Petitioner

Versus

Geeta Arora

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. M.K. Dogra, Advocate
for the petitioner.

Mr. Ravi Sodhi, Advocate
for the respondent.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C. challenge is made to the order dated 09.05.2017 passed by the District and Sessions Judge, Family Court-I, Faridabad (for short – the Trial Court) through which directions have been issued to the petitioner-husband to pay maintenance to the respondent-wife @ Rs.9,000/- per month alongwith litigation expenses of Rs.5500/-.

A perusal of the order sheets reveal that from the year 2017, this Court had repeatedly directed the petitioner to pay arrears of maintenance due towards him. However, when for over 4 years the petitioner did not abide by the afore directions, on 02.03.2022, this Court passed the following order:-

“Learned counsel for the complainant submits that there has been total non-compliance of the orders of this Court, inasmuchas, the petitioner has failed to pay even a single penny to the respondent-wife, who is stated to be suffering from Tuberculosis.

Learned counsel for the petitioner seeks a very short adjournment to get necessary instructions from the petitioner.

Purely in the interest of justice, adjourned to 17.03.2022. It is, however, made clear that in case the petitioner does not clear the arrears of maintenance before the next date of hearing, as directed by this Court on the previous dates of hearings, an adverse inference shall be drawn against the petitioner and the instant petition shall stand dismissed.”

In spite of the afore-quoted order of this Court, the petitioner has failed to pay any arrears to the respondent.

In view of the petitioner's conduct and in terms of the afore-quoted peremptory order of this Court dated 02.03.2022, the petitioner has disentitled himself to the sought relief.

Dismissed.

March 17, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No