

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

CR-2645-2021 (O&M)
Date of decision: 17.02.2022

AMAR DEEP SINGH	V/S	...Petitioner
SWARANJIT KAUR AND ANR		..Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Preetwinder Singh Dhaliwal, Advocate,
for the petitioner.

Mr. Hitesh Verma, Advocate,
for respondent No.5.
(Presence marked through Video Conference)

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ARUN MONGA, J. (ORAL)

CM-12188-CII-2021

Application is allowed, as prayed for, subject to all just exceptions.

CM-13213-CII-2021

Application is allowed, as prayed for, subject to all just exceptions.

Annexure P-6 is taken on record.

Main case

Petition herein under Article 227 of Constitution of India is for setting aside the impugned order dated 05.03.2021 (Annexure P-4) passed by learned Family Court, Barnala whereby maintenance of Rs.12,500/- per month to respondents No.1 and 2 along with litigation expenses of Rs.2000/- under Section 24 of Hindu Marriage Act have been awarded.

While issuing notice of motion, this Court had passed the following order on 07.12.2021:-

Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

Learned counsel contends that the petitioner is ready and willing to amicably settle the matter with the respondents by making lump sum payment towards maintenance.

Notice of motion for 27.01.2022.

The petitioner shall deposit a sum of Rs.33,000/- with the Registry of this Court by way of Demand Draft in the name of the respondent / wife as litigation expenses to enable her to engage a counsel etc to defend the proceedings before this Court. The draft deposited by the petitioner be released to the respondent / wife on her putting in appearance before this Court. Copy of this order be sent along with the notice.”

On a Court query, learned counsel for the petitioner submits that amount has not been deposited and seeks more time to do the needful.

Since the order was passed more than two months ago on 07.12.2021 and it seems that the petitioner is indulging in dilatory tactics merely to delay the proceedings. No ground is made out to grant further opportunity to the petitioner.

Dismissed for non-prosecution.

(ARUN MONGA)
JUDGE

February 17, 2022
vandana

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No