

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

**240**

**CRR(F)-303-2018**

**Date of Decision: 15.02.2023**

**Naresh**

**...Petitioner**

**Versus**

**Bindu and Another**

**...Respondents**

**CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- None for the petitioner

Mr. B.S. Walia, Advocate for the respondents

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**JAGMOHAN BANSAL, J. (Oral)**

Learned counsel for respondents submits that respondent was awarded maintenance of Rs.15,000/- per month under Section 24 of Hindu Marriage Act, 1955 (for short 'HMA') and similar amount was awarded under Section 125 Code of Criminal Procedure, 1973 (for short 'Cr.P.C'). The petitioner is liable to pay higher amount awarded either under Section 24 of HMA or Section 125 Cr.P.C. The petitioner preferred Civil Revision No.3925 of 2018 assailing maintenance awarded under Section 24 of HMA which came to be dismissed vide order dated 18.08.2018 passed by this Court. The respondent in terms of order dated 18.08.2018 is entitled to maintenance of Rs.15,000/- per month in any case, thus, present petition assailing order passed by Family Court under Section 125 Cr.P.C. has rendered infructuous.

In view of statement made by learned counsel for respondents, the present petition is dismissed as infructuous.

The petitioner is at liberty to move an appropriate application, if something survives.

**(JAGMOHAN BANSAL)  
JUDGE**

**15.02.2023**

*Mohit Kumar*

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*