

2023:PHHC:143389

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

CRM-46433-2023 in/and

CRR(F)-1299-2023

Date of Decision: 09.11.2023

PAWAN AHUJA

... PETITIONER

VS.

KOMAL AHUJA AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Amitabh Tewari, Advocate, for the petitioner.

VIVEK PURI, J.(ORAL)

CRM-46433-2023

1. This is an application for withdrawal of the main case.
2. Let the main case be taken up on Board today itself.
3. Application is disposed of.

CRR(F)-1299-2023

4. The petitioner has assailed the order dated 07.08.2023 passed by the learned Family Court vide which the respondent has been directed to bear 75% of the total education expenses of both the children i.e. respondents No.2 and 3 in the proceedings under Section 125 Cr.P.C.

5. In terms of the order dated 10.10.2023, notice of motion was issued for 17.01.2024 subject to the condition that the petitioner shall deposit a sum of Rs.30,000/- on account of litigation expenses (tentatively worked out) in the Registry within a period of two weeks and the same shall be payable to respondents on her appearance in this Court.

6. In the application for withdrawal of the case, it has been mentioned that the request was made for withdrawal of the case on 10.10.2023 itself but the request was not accepted. However, it has been fairly conceded that at the first instance notice of motion was issued, thereafter, learned counsel for the petitioner had deliberated with the petitioner and request for withdrawal was made much later on without moving any application for withdrawal of the petition.

7. In view of the submission, the present petition is dismissed as withdrawn.

09.11.2023

smriti

Whether speaking/reasoned : Yes/No Whether Reportable : Yes/No

(VIVEK PURI)

JUDGE