

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

231

CRR(F)-772-2019

Date of Decision: 10.01.2023

Rupinder Saini

...Petitioner

Versus

Sukhwinder Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Vishal Sharma, Advocate for
Mr. Avtar Singh Bhatti, Advocate for the petitioner

JAGMOHAN BANSAL, J. (Oral)

The petitioner through instant petition is seeking modification of order dated 03.09.2019, whereby Family Court, Hoshiarpur, in terms of Section 125 Cr.P.C., has awarded interim maintenance of Rs.10,000/- per month.

Learned counsel for the petitioner, *inter alia*, contends that respondent is residing in Italy and Trial Court has awarded meagre sum of Rs.10,000/- per month and respondent is not even making payment of the said amount. The petitioner has filed execution application which is pending before Family Court, Hoshiarpur for 17.01.2023.

The Trial Court has awarded interim maintenance of Rs.10,000/- and final amount is yet to be determined. As per petitioner herself, the respondent is not making payment of even Rs.10,000/- per month. The petitioner has moved execution application, thus, it seems to be appropriate to pursue execution application as well as determination of final amount of maintenance.

On being confronted with afore-stated facts, learned counsel for the petitioner prays that Trial Court may be directed to expedite the disposal of execution application as well as petition seeking maintenance.

Without commenting on merits of the case and in view of statement of learned counsel for the petitioner, the present petition is disposed of with a direction to the Court below to decide the execution application expeditiously, preferably within two months from 17.01.2023. The Trial Court is further requested to decide the main petition expeditiously.

Disposed of in above terms.

(JAGMOHAN BANSAL)
JUDGE

10.01.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*