

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

CM-19301-03-CII-2018 in/and

FAO-5680-2018 (O&M)

Date of Decision: March 20, 2023

RAJINDERPAL SINGH

..... Appellant

Versus

PARAMJIT KAUR

..... Respondent

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: None for the appellant.

Mr. Harjinder Singh, Advocate for the respondent.

LISA GILL, J.

This appeal has been filed by the appellant – husband challenging order dated 20.10.2016 passed by the learned Guardian Judge, Kapurthala whereby his petition under Sections 6, 8 and 13 of the Hindu Minority and Guardianship Act, 1956 and Section 25 of the Guardian and Wards Act, 1890 has been dismissed.

There is a delay of 560 days in filing of this appeal. Perusal of the file reveals that notice in the application seeking condonation of delay was issued to the respondent on 10.09.2018 subject to the appellant depositing a sum of ₹25,000/- with the Registry of this Court within a period of fifteen (15) days.

After appearance of respondent, matter was placed before the Mediation and Conciliation Centre of this Court to explore the possibility of an amicable settlement of the dispute vide order dated 30.10.2019.

Mediation was reported to be a non-starter. Thereafter, vide order dated 03.03.2020 passed in this appeal, parties alongwith minor child were directed to remain present in Court and appellant was directed to pay an amount of ₹20,000/- to the respondent – wife. Matter was ultimately taken up for hearing only on 17.10.2022 due to outbreak of pandemic COVID-19 and the matter was adjourned for 16.01.2023, at request of learned counsel for the applicant-appellant. Following order was passed on 16.01.2023:-

“ Learned counsel for the respondent submits that the amount as directed vide orders dated 10.09.2018 and 03.03.2020 has not been deposited. Neither has the appellant deposited the arrears of maintenance.

Learned counsel appearing for the appellant prays for some time to seek instructions.

Arrears of maintenance, if any, be deposited. In case the amount as above is not deposited, this appeal may be dismissed on this ground itself.

Adjourned to 20.03.2023.”

Today, despite the matter being called twice, none has appeared on behalf of the appellant neither is appellant present in person. It appears that appellant is not interested in pursuing the matter any longer.

Accordingly, present appeal is dismissed in default and for non-prosecution.

Copy of this order be conveyed at the given address of the appellant.

**(LISA GILL)
JUDGE**

**(RITU TAGORE)
JUDGE**

March 20, 2023
Rts

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No