

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

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CRM-M-64106-2023 (O&M)
Date of decision: 21.12.2023

Pooja Chaudhary**...Petitioner**

Versus

Gaurav Rana**...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Ravi Chadda, Advocate
for the petitioner.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed by the petitioner under Section 482 Cr.P.C. seeking direction to the Family Court, Ludhiana to decide the interim maintenance application of the petitioner filed under Section 125 Cr.P.C. bearing case No.MNT/236 of 2020, titled as ***“Pooja Chadhary etc. Vs. Gaurav Rana”***.

2. Brief facts of the case relevant for the purpose of disposal of the present petition are that the petitioner had filed aforementioned application under Section 125 Cr.P.C. seeking interim maintenance from the respondent-husband. It is submitted that due to outbreak of pandemic COVID-19, the case after issuance of notice was adjourned to 03.08.2020. Thereafter, from January, 2021 till 26.04.2022, it was adjourned on various occasions for

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completing service upon the respondent. On 26.04.2022, respondent had appeared through his counsel and the case was fixed for 26.05.2022 for filing reply of the respondent. However, since the Court was on leave on 26.05.2022, the case was taken up a day prior to the date already fixed and it was again adjourned for 06.08.2022. It is submitted that the Family Court has granted ad-interim maintenance of Rs.15,000/- per month to the daughter of the petitioner. However, no ad-interim maintenance has been granted to the petitioner, despite the fact that the respondent is earning more than Rs.1,00,000/- per month and the case is now pending for 08.01.2024.

2. I have heard learned counsel for the petitioner at length and perused the record.

3. The petitioner has filed the aforementioned application seeking maintenance from the respondent, whereby applicant No.2 i.e. the daughter of the petitioner, has been granted ad-interim maintenance of Rs. 15,000/- per month but no ad-interim maintenance has been granted to the petitioner and the application for grant of interim maintenance is not being disposed of. The only prayer made in this petition is that a direction be issued to the Family Court for deciding the application filed by the petitioner for grant of interim maintenance. A perusal of the record shows that the case is now fixed for 08.01.2024 before the Family Court.

4. Accordingly, without going into the merits of the case and keeping in view the limited prayer made by the petitioner, the present petition is disposed of with a direction to Family Court, Ludhiana to decide the application filed by the petitioner seeking grant of interim maintenance in the

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aforesaid case in accordance with law expeditiously, preferably within a period of two months from today.

21.12.2023

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No