

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

116

CRR(F)-262-2024 (O&M)

Date of Decision: 21.02.2024

Vikas

.... Petitioner

Versus

Ritu

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. Ashok K. Sharma, Advocate for the petitioner.

NIDHI GUPTA, J. (ORAL)

CRM-7992-2024

Prayer in this present application filed under Section 5 of the Limitation Act, is for condonation of delay of 113 days in filing the present revision.

Heard.

For the reasons stated in the application, the same is allowed and delay of 113 days in filing the present revision is condoned.

CRR-(F)-262-2024

By way of filing the present revision, the petitioner/husband has laid challenge to the order dated 01.08.2023 passed by the learned Family Court Narwana (Camp Court at Narwana); whereby the defence of the petitioner/husband was struck off on account of non-filing of written statement/reply, despite being granted three effective opportunities and vide second order of even date, the learned Family Court, had directed the petitioner to pay interim maintenance to the respondent-wife @ Rs.6000/-

per month, besides Rs.5000/- to be paid to the respondent towards litigation expenses.

At the outset, learned counsel for the petitioner submits that he does not want to press this revision petition on merits, at this stage and confines his prayer only to the extent that the petitioner may be granted one opportunity to file written statement/reply to the main petition under Section 125 Cr.P.C. filed by the respondent-wife.

In view of the above, the present revision petition is disposed of with a direction to the learned Family Court, concerned that the petitioner be granted one effective opportunity to file written statement/reply to the main petition filed by the respondent/wife under Section 125 Cr.P.C., subject to payment of Rs.10,000/- as costs to be deposited with the Punjab and Haryana High Court Lawyers' Welfare Association Fund, Chandigarh, within a period of two weeks from the date of receipt of certified copy of this order.

21.02.2024
rishu

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No