

223(2)

2024:PHHC:054268

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-49714-2017
Date of order: 22.04.2024

SUMIT NAIYAR

....Petitioner

Vs.

POOJA AND ANOTHER

....Respondents

BEFORE: HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- None for the petitioner.
Mr. Yashveer Kharb, Advocate for the respondent.

Nidhi Gupta, J. (Oral)

Prayer in the present petition is for setting aside the impugned order dated 18.12.2015 (Annexure P/3) passed by the learned Judicial Magistrate First Class, Panipat and order dated 09.09.2017 (Annexure P/7) passed by the learned Sessions Judge, Panipat vide which the maintenance to respondent No.1 was enhanced from Rs.20,000/- to Rs.25,000/- per month without any justified reason and without considering the fact that the petitioner is unemployed because of the arbitrary and illegal harassment on behalf of respondent No.2-wife, in the application under Section 125 CrPC (Annexure P/1) filed by the respondents.

Learned counsel appearing for the respondents, who is appearing on behalf of the petitioners in the connected case (i.e. **CRM-M-49140-2017**), submits that the present matter has been rendered infructuous as the old disputes stand settled between the parties and now, the parties have been granted divorce by a mutual consent vide decree dated 21.09.2023 passed by the learned Family Court, Panipat.

Accordingly, in view of the statement of learned counsel appearing for the respondents, who is appearing on behalf of the petitioners in the connected case (i.e. **CRM-M-49140-2017**), the present petition is disposed of as having been rendered infructuous. However, in case anything survives, liberty is granted to the petitioner to revive the same, within a period of three months from today, if so advised.

22.04.2024
'Amit'

(Nidhi Gupta)
Judge

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>