



220 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRR(F)-98-2018 (O&M)
Date of Decision: 23.10.2024

SHIV KUMAR

...Petitioner

V/S

SOMYA SHARMA THROUGH HER MOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Suresh Verma, Advocate for the petitioner.

Mr. Parmender Singh, Advocate for
Mr. Ritesh Tomar, Advocate for the respondent.

HARPREET SINGH BRAR J. (Oral)

The petitioner is challenging the judgment dated 06.01.2018 vide which respondent-daughter has been awarded maintenance @ R. 15,000/- per month from the date of filing of petition under Section 125 Cr.P.C.

Learned counsel for the petitioner submits that during the pendency of the present petition, the respondent-daughter has attained majority. As such, she would not be entitled to claim maintenance under Section 125 of Cr.P.C. in view of the ratio of law laid down by Hon'ble Supreme Court in *Abhilasha Vs. Parkash Criminal Appeal No. 615 of 2020*. As such, learned counsel for the petitioner wishes to withdraw the present petition and seeks liberty to file appropriate application under Section 127 of Cr.P.C.

Dismissed as withdrawn with aforesaid liberty.

Learned counsel for the petitioner further submits that demand draft of Rs. 80,000/- has been deposited by the petitioner before the registry of this Court in compliance of the order passed by this Court.

However, perusal of order dated 23.03.2022 indicates that he was directed to clear 60% of the arrears of maintenance.

Be that as it may, the registry is directed to handover the demand draft of Rs. 80,000/- to the petitioner against proper receipt and respondent would be at liberty to file appropriate application seeking execution of any amount due towards the petitioner.

Pending CRM(s), if any, are also disposed of accordingly.

23.10.2024

Ajay Goswami

(HARPREET SINGH BRAR)

JUDGE

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