

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

2024:PHHC:120837



**CRR(F)-1136-2024(O&M)
DATE OF DECISION : 13.09.2024**

VIKAS ALIAS VIKASH

... PETITIONER

V/S

SONIA AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Ajay Ghangas, Advocate for the petitioner.

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HARPREET KAUR JEEWAN, J. (ORAL)

The prayer in the present petition is for impugning the order dated 10.07.2024 passed by the Family Court, Panipat whereby the application filed by the petitioner-husband for setting aside the ex-parte order dated 26.09.2023 was dismissed.

Learned counsel for the petitioner contends that petitioner is ready to deposit the arrears of maintenance since the interim maintenance @ Rs. 5000/- each to both the respondents have been awarded by the Family Court vide order dated 01.09.2019. However, the counsel for the petitioner seeks an opportunity to join the proceedings and an opportunity to clear the arrears in installments.

In view of the facts and circumstances of this case, issuance of notice to the respondents is dispensed with, in order to avoid further delay in

the matter.

The present petition is disposed of, subject to the following conditions:-

i) The petitioner shall deposit 50% of the arrears of interim maintenance awarded by the Family Court to the respondents within a period of one month from today.

ii) The petitioner shall continue paying the interim maintenance awarded by the Family Court to the respondents and would clear the remaining arrears within a period of 06 months from today.

In view of the aforesaid terms and conditions, impugned order dated 10.07.2024 is set aside. The Family Court would permit the petitioner to join the proceedings after clearing 50% of the arrears as aforesaid. However, the respondents shall have the liberty to approach this Court if any false averments have been made herein. The Family Court shall proceed further as per law, if the aforesaid conditions are not fulfilled by the petitioner.

13.09.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No