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**112 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRR(F)-1609-2023 (O&M)
Date of Decision: 12.09.2024****SAT PAL****.....PETITIONER****Vs.****RAJ BALA AND ANOTHER****.....RESPONDENTS****CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN****Present:-** Mr. Jayoti Parshad Sharma, Advocate,
for the applicant-petitioner.Mr. Dheeraj Narula, Advocate,
for the respondents.***********HARPREET KAUR JEEWAN J. (ORAL)****CRM-47721-2023**

In view of the averments made in the application, which is duly supported by an affidavit of the applicant-petitioner, the application is allowed and the delay of 85 days in filing the present petition is hereby condoned.

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1. The present Criminal Revision Petition has been filed for setting aside the order dated 15.05.2023, passed by the learned Family Court, Sirsa, whereby the bank account of the petitioner-Satpal is ordered to be attached, on account of non-payment of arrears of maintenance to the tune of ₹3,43,500/-.

2. As per the impugned order, the Family Court has attached the bank account of the petitioner and at present there is no order for disbursal of



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the amount, however, counsel for the petitioner contends the pension is the only income of the petitioner and he is unable to survive on account of the attachment order, passed by the Family Court.

3. Counsel for the petitioner has contended that the 50% amount of his pension may be ordered to be disbursed to the respondent to clear the arrears, as well as to clear the payment for upcoming months.

4. It is further informed that the monthly pension of the petitioner is approximately ₹60,000/-per month.

5. Notice of motion has already been issued in this petition, vide order dated 11.01.2024 passed by the co-ordinate Bench.

6. Today, Mr. Dheeraj Narula, Advocate, appears on behalf of respondent No. 1-wife and has filed his ‘*Vakalatnama*’ duly executed in his favour by the aforesaid respondent in Court. The same is taken on record.

7. Learned counsel for respondent No. 1-wife submits that he has no objection if the impugned order dated 15.05.2023, is modified in terms of the undertaking given by the petitioner.

8. In view of the aforesaid circumstances, the present petition is disposed of with the aforesaid modification in the impugned order. The Family Court shall send a fresh order to the bank concerned in terms of the above statement given by learned counsel for the petitioner.

9. Pending miscellaneous application(s), if any, shall also stand disposed of.

September 12, 2024 (HARPREET KAUR JEEWAN)
nitin JUDGE

Whether Speaking Yes
Whether reportable No