



111 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-4089-2024 IN/AND
CRR(F)-132-2024 (O&M)
DATE OF DECISION: 19.11.2024

VINOD

.....PETITIONER

Vs.

SMT. RAJESH KUMARI AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Saleem Ahmed, Advocate,
for the applicant-petitioner.

HARPREET KAUR JEEWAN, J. (ORAL)

1. Prayer in the application bearing No. CRM-4089-2024 is for condonation of delay of 431 days in filing the present revision petition. The only ground taken in the application is that the petitioner could not arrange sufficient funds for filing the petition before this Court.

1.1 The challenge in the main Revision Petition is to the order of grant of interim maintenance to respondent No. 1-wife and respondent No. 2-minor child.

2. As per the order dated 31.07.2024, passed by this Bench, the petitioner was directed to file copies of the affidavits regarding income, assets and liabilities of the parties, in view of the directions of the Hon'ble Supreme Court in Rajnesh vs. Neha and anohter (2021) 2 SCC 32. Despite availing two opportunities, the said affidavits have not been filed. The trial



Court has noticed that the relationship between the parties is admitted. The petitioner is an able bodied person and his monthly income has been assessed as ₹12,000/- to ₹14,000/- per month and he has been directed only to pay a sum of ₹3,000/- per month each as interim maintenance to both the respondents. The parties shall get an opportunity to rebut their allegations and counter-allegations on merits by way of leading evidence.

- 3. In view of all these circumstances, no ground is made out for condonation of such a huge delay of 431 days in filing the present petition.
- 4. Consequently, the application bearing No. CRM-4089-2024 for condonation of delay of 431 days in filing the present Criminal Revision Petition is dismissed.
- 5. Resultantly, the main petition also stands dismissed.
- 6. Pending miscellaneous application (s), if any, shall also stand disposed of.

NOVEMBER 19, 2024
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(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether Reportable	No