



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

118

CRR(F)-1651-2024 (O&M)
Date of decision: 02.01.2025

Deepak Kapoor

...Petitioner

VERSUS

Simaran

...Respondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Aakash Juneja, Advocate for the petitioner
(through V.C.).

VINOD S. BHARDWAJ, J. (Oral)

The present criminal revision petition has been preferred by the petitioner against the order dated 03.10.2024 passed by the Court of Additional Principal Judge, Family Court, Karnal vide which the petitioner has been directed to remain present for payment of maintenance amount.

Learned counsel appearing on behalf of the petitioner contends that the marriage between the petitioner and respondent was solemnized on 20.01.2012 at Haridwar in Uttarakhand under the certain compelling circumstances since the marriage of the petitioner was earlier scheduled to be solemnized with Yogita-elder sister of the respondent but she eloped with her paramour. Hence, the marriage of the respondent was solemnized with the petitioner to protect the reputation and honour of both the families in the society. It is contended that on account of a marital discord, the respondent preferred a petition under Section 125 of Cr.P.C. for grant of maintenance allowance which was registered as HMA-580-2016 dated 12.04.2016 and an



order fixing the maintenance of Rs.4,000/- was passed on 23.08.2016. An execution proceeding vide CRM-41-2018 dated 14.02.2018 had been preferred. He contends that the respondent herself deserted the company of the petitioner and had eloped with a person from whom she has been impregnated and a child has also been born. He contends that the petitioner has paid an amount of Rs.1,75,000/- out of total maintenance of Rs. 2,40,000/-.

The order of fixing maintenance was passed by the Court on 23.08.2016 and that a challenge to the said order of maintenance already stands dismissed. Learned counsel appearing on behalf of the petitioner fairly concedes to the aforesaid factual aspects and seeks withdrawal of the present petition with liberty to seek a re-determination of the maintenance amount on the ground of the change in circumstances.

The present revision petition is disposed of as withdrawn with liberty to take recourse to the appropriate remedy available to him in accordance in law.

(VINOD S. BHARDWAJ)
JUDGE

02.01.2025
Mangal Singh

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