

2025:PHHC:037478



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

Sr. No.126

**CRM-M-12810-2025 (O&M)
Date of decision: 19.03.2025**

Pawan Kumar

..... Petitioner

VERSUS

Sandhya and another

..... Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Karan Bhardwaj, Advocate, for the petitioner.

KIRTI SINGH, J. (Oral)

By way of the present petition prayer is made for quashing of impugned order dated 07.12.2024 (Annexure P5) passed by the learned Principal Judge, Family Court, Gurdaspur in CRMP-4-2024, vide which the warrant of attachment of 1/3 salary every month of the petitioner has been issued to the concerned commanding officer for recovery of sum of Rs.49,000/- in execution of maintenance.

Learned counsel for the petitioner *inter alia* submits that the petitioner is working as Constable in the Border Security Force and posted in Chhattisgarh and has regularly been paying the amount. Till date, the petitioner had paid an amount of Rs.1.19 lacs and the now, the outstanding amount is Rs.24,000/-. He further submits that the petitioner could not appear and apprise the learned Family Court about the same, as the matter was pending before the Mediation & Conciliation Centre of this Court for an amicable settlement and was not informed of the due date, leading to the passing of the impugned order. Learned counsel for the petitioner undertakes

to pay the remaining outstanding amount i.e. Rs.24,000/- within a period of 15 days from today.

Heard.

Considering the peculiar facts of the present case, the petition is disposed of with a direction to the petitioner to pay the outstanding amount of Rs.24,000/- within a period of 15 days from today. The impugned order dated 07.12.2024 (Annexure P5) passed by the learned Principal Judge, Family Court, Gurdaspur shall be set aside subject to payment of the remaining due amount.

Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

19.03.2025

Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes/No

Yes/No