

SPECIAL CRIMINAL APPLICATION NO. 906 OF 1991

AND

SPECIAL CRIMINAL APPLICATION NO. 977 OF 1991

CORAM: N.J. PANDYA, J

DATE: 30.11.1996

COMMON ORDER:

The parties have settled the matter as under:

For the past dues upto 5.12.1996 the amount of Rs. 53,250/- is agreed to be paid in three equal instalments of Rs. 12,500/- and the last one being of the balance sum payable on or before 10.3.1997. The instalments are monthly. Failure to honour the commitment of regularly paying instalment, the respondent shall have a right to proceed for recovery as per law.

For future maintenance there is an option given to the parties that they may put up before the elders of the Community and if they both agreed to the suggestion given by the elders of the Community, a lumpsum payment to be accepted in lieu of future maintenance amount. If that be so then the entire dispute regarding payment of maintenance in future will come to an end on that basis failing which the maintenance amount shall be paid by the petitioner at the rate of Rs. 750/- per month without fail regularly. The amount agreed to be paid in four instalments stated above is to be deposited by the applicant in the court of Judicial Magistrate First Class, Kadi. From there the other side shall be at liberty to withdraw and utilise the same for the purpose for which it is given.

Accordingly the matters have been settled and disposed of. There is no order as to costs. The original compromise is taken on record.

(N.J. PANDYA, J)