

**Civil Revision No.1723 of 2015**

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

**Civil Revision No.1723 of 2015**

**Date of decision: 23.09.2015**

**Pooja**

**...Petitioner**

**Versus**

**Deepak**

**..Respondent**

**CORAM: Hon'ble Mr.Justice Kuldip Singh**

Present: Mr.Sukhjdeep Parmar, Advocate for  
Mr.K.S.Banyana, Advocate for the petitioner  
Mr.Rajesh bansal, Advocate for the respondent

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

**Kuldip Singh, J. (Oral)**

Impugned in the present revision is the order dated 6.12.2014, passed by learned Additional District Judge, Panipat vide which, maintenance of Rs.2000/- per month was awarded to the wife along with children from the date of filing of the application till the decision on the main petition under Section 13 of the Hindu Marriage Act.

Suffice to state, that the husband Deepak has filed a divorce petition against the present petitioner wife under Section 13 of the Hindu Marriage Act, 1955 seeking divorce. Pending the said petition, the wife filed an application for grant of maintenance. In the application, it was claimed that the husband owns 7 ½ acres of land

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and running a dairy business. On the other hand, the husband denied that he owns 7 ½ acres of land. Rather he claimed that he only owns one acres of land. He also denied the dairy business.

The lower Court while noticing that the two minor children of the parties also are living with the wife, awarded maintenance of Rs.2,000/- only.

I have heard learned counsel for the parties.

After going through the file, I am of the view that the wife is living with two minor children, who are stated to be aged 8 ½ years and 5 years. The lower Court has failed to appreciate the needs of the children also, who might be school going. They need clothing, food and other necessities of life. Now a days, Rs.2,000/- is nothing for the family of three members, out of which two are school going. Respondent has admitted only one acres of land but otherwise he is a able bodied person and it is for him to maintain his minor children and the wife.

Keeping in view the facts and circumstances, the interim maintenance awarded to the wife and the two children is enhanced from Rs.2000/- to Rs.6000/- per month. The litigation expenses are also enhanced from Rs.1100/- to Rs.5000/-.

The revision is accordingly allowed.

**23.09.2015**  
*gk*

**(Kuldip Singh)**  
**Judge**