

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

CR No.5852 of 2015 (O&M)

Date of decision : 08.09.2015

Jatinder Singh s/o Narinder Singh

...Petitioner

Versus

Harpreet Kaur w/o Jatinder Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

1. Whether reporters of local newspapers may be allowed to see judgment ?
2. To be referred to reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Mr. Narinder S. Lucky, Advocate for the petitioner.

AMIT RAWAL, J. (Oral)

Challenge in the present petition is to the impugned order, whereby application filed under Section 24 of the Hindu Marriage Act in a petition filed under Section 9 of the Hindu Marriage Act by the respondent-wife has been allowed, whereby maintenance pendente lite to the tune of ₹5,000/- p.m. plus ₹2,000/- to the wife & minor child, along with ₹10,000/- as litigation expenses, has been awarded.

Learned counsel for the petitioner submits that amount awarded is highly excessive inasmuch as there is no proof of income of the petitioner and trial Court ought to have granted maintenance pendente lite as per Minimum Wages Act and, therefore, the order is not sustainable. He

further submits that respondent herself had left the company of the petitioner.

I have heard learned counsel for the petitioner and appraised the paper book.

The trial Court had no option but to assess the compensation maintenance pendente lite to the tune of ₹5,000/- plus ₹2,000/- to the wife & minor child along with ₹10,000/- as litigation expenses owing to the fact that petitioner-husband is working in Italy. Husband has intentionally not given the details of income and, therefore, trial Court granted aforementioned maintenance pendente lite, by applying guess work.

I do not find any illegality and perversity in the impugned order ordering maintenance pendente lite, much less, granting ₹10,000/- as litigation expenses.

The present petition is devoid of merits and is hereby dismissed.

It has been submitted by learned counsel for the petitioner that matter is pending before Mediation and Conciliation Centre of Nawahshahar.

Parties will be at liberty to arrive at a compromise in any shape and manner which they chose to.

08.09.2015

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**(AMIT RAWAL)
JUDGE**