

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

CR No.6608 of 2013

Decided on: March 12, 2015.

Raj Kumar

.... Petitioner

Versus

Neelam and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. G.S. Sandhu, Advocate,
for the petitioner.

Mr. Satbir Rathore, Advocate,
for the respondents.

M.M.S. BEDI, J (ORAL)

The petitioner is father-in-law of respondent Neelam. He has been directed to pay interim maintenance under Sections 19 and 20 of the Hindu Adoption and Maintenance Act @ Rs.1500/- per month to the respondents who are the daughter-in-law and grand daughters of the petitioner.

Learned counsel for the petitioner submits that the amount of interim maintenance is excessive and that the respondent No.1 had concealed the fact that she is working as *Aanganwari* worker. It has also been argued that even otherwise the respondents are residing in the house of the petitioner and she alongwith her children is being looked after by the petitioner and his family members.

Counsel for the petitioner has submitted that the respondent No.1 is the widow of his one son and his wife and that the other son of the petitioner has deposited adequate amount of Rs.50,000/- in the account of the respondent No.1.

I have heard learned counsel for the parties and considered the facts and circumstances of the case. In view of vested legal rights of residence, as per Section 17 of the Protection of Women from Domestic Violence Act, and rights under Hindu Adoption and Maintenance Act, respondents are entitled to the monetary benefits. The sum of Rs.1500/- per month to each of the respondents does not appear to be excessive. So far as the earning capacity and the help rendered by the other son of the petitioner to the respondents is concern, the said factor cannot absolve the petitioner from his liability to pay the amount as the respondents have got an interest in the property to the extent of their share.

No ground is made out for interference in the impugned order.

Dismissed.

(M.M.S. BEDI)
JUDGE

March 12, 2015

harsha