

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

Civil Revision No.7892 of 2014 (O&M)

Date of decision: 02.07.2015

Satbir Kaur

... Petitioner

versus

Dalbir Singh Khalsa

.... Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Sukhdeep Singh Sidhu, Advocate,
for the petitioner.

Mr. Ravinder Kumar, Advocate,
for the respondent.

K. Kannan, J. (Oral)

CM No.12469-CII of 2015

The litigation expenses of ₹10,000/- as directed by the court is paid now. On the application for modification, the payment of costs of ₹10,000/- for adjournment is withdrawn.

Application stands disposed of.

Civil Revision No.7892 of 2014

1. There is a plea by the counsel for the respondent to refer the matter to Mediation Centre since there are 8 cases pending. The petitioner feels herself truly aggrieved and would want no parleys for mediation being an acid victim which she attributes to the act of the husband, though the latter denies the same. If the petitioner would not want the compromise in an aggravated situation of

relationship, I will not force to the same.

2. The petition is for enhancement of interim maintenance awarded in matrimonial proceedings by the court below. The husband is an Executive in a Public Sector Undertaking, drawing a salary of ₹1,20,000/- in the year 2012. There are compulsory deductions besides loans obtained for purchase of a car and for installments payable for purchase of a flat. The net salary after making provision for the same in the year 2012 will be about ₹75,000/-. The respondent is not prepared to file the latest salary drawn and if the wife was merely relying on 2012 salary certificate, I will take judicial notice of the fact that the husband would have obtained a further increase in his net salary I will therefore estimate it at ₹1 lakh. I will provide for a 1/3rd of the same as the maintenance payable and taking note of the fact that ₹8,000/- has already been awarded by the court in proceedings under Section 125, I will direct that an amount of ₹25,000/- shall be the amount payable by the husband to the wife i.e. over and above the amount of ₹8,000/-. This enhancement will operate from the date of the order passed by the Additional District Judge, Patiala on 29.09.2014. The order stands modified and the civil revision is allowed to the above extent.

(K.KANNAN)
JUDGE

02.07.2015
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