

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

CRR (F) No.47 of 2015 (O&M)

Date of decision: 16.10.2015

Harinder

...Petitioner

Versus

Mrs. Anoop Kumari

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R. S. Mamli, Advocate for the petitioner

Jitendra Chauhan, J. (Oral)

CRM No.30371 of 2015

CRM is allowed and Annexure A1 is taken on record.

Main Case

This revision petition is directed against the judgment dated 16.01.2015 passed by the District Judge-cum-Family Court, Faridabad, whereby the petitioner was directed to pay the maintenance of Rs.7,000/- to the respondent from the date of filing of the petition with additional pay of Rs.11,000/- as litigation expenses.

The learned counsel contends that the learned District Judge illegally and unlawfully awarded Rs.7,000/- per month as maintenance against the petitioner and litigation expenses of Rs.11,000/-, without

considering the fact that the respondent is earning Rs.15,000/- per month and the petitioner is earning Rs.7600/- per month only. The petitioner is the only bread earner of his family and has to take care of his younger brother and sister who are studying. Therefore, the said amount is not bearable by the petitioner. Even the respondent left the matrimonial home of her own without informing the petitioner.

Heard.

The learned District Judge-cum-Family Court, Faridabad has passed the impugned judgment on the ground that being a husband, it is a legal obligation of the petitioner to maintain the respondent and after considering the entire facts, his income was assessed around Rs.20,000/- to Rs.25,000/- per month as he is a well qualified person and also an income tax payee which shows that the petitioner has a good source of income.

Accordingly, the judgment dated 16.01.2015 passed by the District Judge-cum-Family Court, Faridabad is upheld and the present revision petition is dismissed.

(JITENDRA CHAUHAN)
JUDGE

16.10.2015
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