

Civil Revision No. 1187 of 2016
Date of Decision: 10.3.2016

Des Raj

---Petitioner

versus

Gurdeep Rani

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. J.S.Grewal, Advocate
for the petitioner

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

Rekha Mittal, J.

The present petition lays challenge to the order dated 9.12.2015 passed by the Additional District Judge, Fazilka whereby the respondent-wife has been allowed maintenance pendente lite at the rate of Rs. 4000/- per month.

Counsel for the petitioner would contend that there is no material on record in regard to income of the petitioner in order to fasten liability of an amount of Rs. 4000/- particularly in the circumstances that two minor daughters of the parties are residing with the petitioner and thus he has to incur expenses for maintenance of the daughters as well as his sustenance.

I have heard counsel for the petitioner, perused the records and find no merit in the petition.

Be that as it may, on a pointed query raised by the Court, counsel for the petitioner has informed that the petitioner has not stated anything in regard to his source of income as well as quantum thereof. The petitioner being the husband of the respondent has a social, moral and legal obligation to maintain his wife. The amount of Rs. 4000/- per month awarded by the court below may not be sufficient to satisfy daily needs of the respondent what to talk of housing, clothing and luxuries.

In view of the above, I do not find any error much less illegality in the impugned order.

Dismissed.

(Rekha Mittal)
Judge

10.3.2016
PARAMJIT