

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

**CR-3164-2016 (O&M)
Date of decision : 05.05.2016**

Sukhwinder Singh Chindi

...Petitioner

Versus

Baljeet Kaur

...Respondent

CORAM : HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Ramesh Sharma, Advocate,
for the petitioner.

JITENDRA CHAUHAN, J. (ORAL)

The present revision petition has been filed by the petitioner, challenging order dated 01.03.2016 (Annexure P-1), passed by learned Additional District Judge, Chandigarh, whereby, the petitioner has been directed to pay an amount of ₹15,000/- per month, as ad interim maintenance to the respondent along with ₹3,300/- as litigation charges in an application moved by the wife under Section 24 of the Hindu Marriage Act, 1955 in divorce petition filed by the petitioner-husband.

The learned counsel for the petitioner contends that the petitioner filed divorce petition as the respondent concealed the fact of her being married earlier. He is working as an agent with a

property dealer and does not have any fixed source of income. Therefore, the learned Court, without any basis, has awarded the maintenance to the tune of ₹15,000/- per month, to the respondent, and the same is liable to be set aside.

Heard.

It has come on record that before the trial Court, the petitioner-husband could not bring any evidence on record to prove that the respondent-wife had sufficient means to maintain herself independently. Even otherwise, it is the moral and legal obligation/duty of the petitioner-husband to provide maintenance to his wife. The maintenance is granted according to the status and life-style of both the parties. The learned Court below, after considering the facts and circumstances of the case, has determined the amount of maintenance and the learned counsel for the petitioner has failed to refer to any evidence or circumstances warranting any interference by this Court.

It is worthwhile to mention here that the amount awarded is interim relief which is subject to adjustment of the amount of final maintenance to be granted, on the merits of the case.

Dismissed in limine.

05.05.2016
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(JITENDRA CHAUHAN)
JUDGE