

In the High Court of Punjab and Haryana at Chandigarh

Civil Revision No.6478 of 2015

Date of Decision: 27.4.2016

Rimpi Verma

---Petitioner

versus

Gaurav Dhammi

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Rakesh Gupta, 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 petitioner is in revision to challenge the order dated 15.7.2015 (Annexure P-1) passed by the Additional District Judge, Patiala whereby application of the petitioner filed under Section 24 of the Hindu Marriage Act, 1955 (in short “HMA”) for grant of maintenance pendente lite and litigation expenses has been dismissed.

On 13.1.2016, the order passed by this Court reads as follows:-

“Counsel for the petitioner contends that application filed by the petitioner under Section 24 of the Hindu Marriage Act, 1955 (for short “the Act”) for award of maintenance pendente lite and litigation expenses has been dismissed by the trial court primarily on the ground that the petitioner is working as a

teacher. It is further argued that even if it is found that the petitioner is not entitled to get maintenance keeping in view the resources of the petitioner viz-a-viz the respondent, she is entitled to get litigation expenses.

Counsel for the petitioner prays for time to place the latest salary slips of the petitioner as well as the respondent, on record .

Adjourned to 10.2.2016.”

The case has been adjourned on a number of occasions for compliance with the order dated 13.1.2016 but the petitioner for the reasons best known did not produce the relevant documents in compliance with the aforesaid order. Not only this, the learned trial court in para 5 of the impugned order has noticed, reads thus:-

“.....Since both the petitioner and respondent are working as teachers in Govt. Elementary Schools and must be getting equal monthly salary. The application Rimpi Verma has failed to produce her salary certificate/slip despite several opportunities granted to her and she has withheld the same in order to conceal her exact income. As such, when the applicant Rimpi Verma being a teacher in a Govt. Elementary School at Rajpura is able to maintain herself, she is not entitled to receive any maintenance from the respondent. Since, the applicant has concealed the true and material facts from the Court in a calculated manner, as such, she is not held entitled to any

litigation expenses.”

Keeping in view conduct of the petitioner, I do not think it to be a fit case wherein the petitioner deserves any indulgence of the court for any relief whatever.

Dismissed.

(Rekha Mittal)
Judge

27.4.2016
PARAMJIT