

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-28662 of 2016
Date of Decision: 16.12.2016

Inder Mohan

.....Petitioner

Vs.

Neelam Rani and Another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Sandeep Jasuja, Advocate, for the petitioner.

RITU BAHRI, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. for setting aside the order dated 06.05.2016 passed by learned Additional Sessions Judge, Fazilka (Annexure P-5) and order dated 12.10.2015 passed by Sub Divisional Judicial Magistrate, Abohar (Annexure P-3) in the proceedings under Section 127 Cr.P.C.

In compliance of the order dated 16.09.2016, affidavit has been filed by the petitioner stating therein that respondents are living in the house owned by the brother of the petitioner Sh.Raj Kumar Khunger without any right and are enjoying the rent free accommodation. Whereas the brother of the petitioner and his family is being deprived from enjoying the said accommodation. The petitioner had not spent any amount on the construction of the said house as his brother had spent money by taking loan from bank. The affidavit of the petitioner is taken on record.

Keeping in view that petitioner is getting salary of Rs. 1 Lac approx. as he is veterinary doctor in government hospital and whereas

respondent No.1 is doing a job of private teacher in a school and drawing a

salary of Rs. 4400/- per month, the maintenance has been enhanced from Rs.3000/- to Rs.15,000/- to the respondent No.1 and respondent No.2 was found entitled to the tune of Rs.10,000/- who will be entitled to claim the maintenance till her marriage, from the petitioner.

Both the Court below had rightly considered the case of enhancing the amount of maintenance from Rs.3000/- to Rs.15,000/- to the respondent No.1 and respondent No.2 was found entitled to the tune of Rs.10,000/- who will be entitled to claim the maintenance till her marriage, no ground is made out to interfere in the orders of courts below and the present petition is dismissed as such.

(RITU BAHRI)
JUDGE

16.12.2016
anil

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No