

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Civil Revision No.3207 of 2017

Date of decision: May 15, 2017

Shiny

...Petitioner

Versus

Rajinder Kumar

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. J.C. Malik, Advocate for the petitioner.

Rajan Gupta, J.

Present revision petition is directed against the order dated 21.11.2016, passed by Additional District Judge, Panipat, whereby application under section 24 of the Hindu Marriage Act filed by petitioner has been dismissed.

Learned counsel for the petitioner has assailed the order. According to him, the court below has erroneously dismissed the application. The respondent-husband is having monthly income of Rs.50,000/-, thus, petitioner requires reasonable amount of maintenance.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

It appears that respondent-husband filed a petition under Section 13 (i-a) (iii) of the Hindu Marriage Act for divorce against the petitioner. During pendency of the petition, petitioner wife filed application under section 24 of the Act for maintenance *pendente lite*.

Respondent wife claimed that petitioner was earning handsomely. After

considering rival contentions of the parties, trial court dismissed the application, observing that petitioner had sufficient income to maintain herself and thus, she is not entitled to any maintenance *pendente lite*. I find no infirmity with the order passed. A perusal of the impugned order shows that petitioner wife had already received Rs.5.00 lacs as permanent alimony from her previous husband while getting divorce. She also sold a shop at Panipat and has kept the said amount in her fixed deposit. Thus, the court below has rightly dismissed the application filed by the petitioner. The order under revision suffers from no infirmity. Revision petition is, thus, dismissed.

(RAJAN GUPTA)
JUDGE

May 15, 2017
'Rajpal'

Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No