

CR No.5359 of 2015 (O & M)and
CR No.7911 of 2015 (O & M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CR No.5359 of 2015 (O & M)
Date of decision :25.09.2017

Virdevinder Singh

...Petitioner

Versus

Jashandeep Kaur

...Respondent

CR No.7911 of 2015 (O & M)

Jashandeep Kaur

...Petitioner

Versus

Virdevinder Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ravish Bansal, Advocate
for the petitioner in CR No.5359 of 2015 and
for the respondent in CR No.7911 of 2015.

Mr. Param Preet Singh Brar, Advocate
for the petitioner in CR No.7911 of 2015 and
for the respondent in CR No.5359 of 2015.

ANIL KSHETARPAL, J.(Oral)

CM No.20139-CII of 2017

Application is allowed.

Copy of judgment is taken on record.

CM No.20140-CII of 2017

Application is allowed.

Copy of judgment is taken on record.

Main Case

By this common order, I shall be disposing of CR Nos.5359 and
7911 of 2015 as both the revision petitions are arising out of the order passed by

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the Court determining maintenance pendente lite at the rate of Rs.18,000/- per month.

Husband has filed a petition for reduction thereof, whereas wife has filed a petition for enhancement of maintenance pendente lite.

In the petition filed by husband, this Court while issuing notice of motion had stayed payment beyond Rs.12,000/- per month as maintenance pendente lite.

In the currency of the present revision petition, the main petition filed by the husband under Section 11 of the Hindu Marriage Act, 1955 has been allowed vide judgment dated 23.08.2017. Certified copy of the judgment has been placed on file.

In view of the subsequent development, it will be open for the wife to file an application under Section 24 of the Hindu Marriage Act in an appeal to be filed against the main judgment.

These revisions are arising out of interim order passed by the Court. Once the main petition itself has been decided, in my opinion no useful purpose to be served by keeping the revision petitions pending.

Counsel for the husband has stated that he has already paid maintenance pendente lite at the rate of Rs.12,000/- per month. The interim order passed by this Court dated 04.09.2015 is made absolute only for the purpose of decision of the revision petition. The wife shall be entitled to move an application under Section 24 of the Hindu Marriage Act in an appeal if she is so advised.

Accordingly, both the Civil Revision petitions are disposed of.

25.09.2017
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(ANIL KSHETARPAL)
JUDGE

Whether Speaking/reasoned : Yes
Whether Reportable : No