

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

Civil Revision No.609 of 2017

Date of decision: January 31, 2017

Pankaj Jindia

...Petitioner

Versus

Rachna

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Raman Mohinder Sharma, Advocate for the petitioner.

Rajan Gupta, J.

Present revision petition is directed against the order dated 19.12.2016, passed by Additional District Judge, Sangrur, whereby application under section 24 of the Hindu Marriage Act filed by respondent has been allowed and Rs.5000/- per month has been granted as maintenance.

Mr. Sharma, learned counsel for the petitioner has assailed the order. According to him, petitioner is merely running a computer repair shop and earning about Rs.7000/- per month. The maintenance granted is on the higher side. Thus, order is unsustainable.

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

It appears that petitioner instituted a petition under section 13 of the Hindu Marriage Act seeking divorce from respondent wife. During the pendency of the petition, application under section 24 of the Act was moved for interim maintenance. Respondent wife claimed that

petitioner is running a computer shop dealing in sale of computer items and earning handsomely. After considering rival contentions, trial court came to the conclusion that respondent wife was entitled to maintenance of Rs.5000/- per month from the date of filing of application along with litigation expenses of Rs.5000/-. I find no infirmity with the order. There is no ground to interfere in revisional jurisdiction.

Dismissed. It is, however, made clear that in case any maintenance is granted by any other court, petitioner shall be at liberty to move application before the court below for setting it off.

(RAJAN GUPTA)
JUDGE

January 31, 2017
'Rajpal'