

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.15403 of 2015 (O&M)

Date of Decision: 15.5.2017

Poonam Gautam and another

..Petitioners

Vs.

Naveen Sharma

..Respondent

CORAM: HON'BLE MRS.JUSTICE REKHA MITTAL

Present: Mr.Vijay Lath, Advocate for the petitioners.

Mr.Sanjay Gupta, Advocate for the respondent.

REKHA MITTAL, J.

The petitioners have approached this Court seeking enhancement of maintenance awarded in proceedings under Section 125 of the Code of Criminal Procedure, 1973 (in short 'Cr.P.C.').

Counsel for the petitioners has submitted that Judicial Magistrate, Khanna awarded maintenance @ Rs.3500/- p.m. i.e. Rs.2500/- p.m. to the wife and Rs.1000/- p.m. to the son. The Court in revision allowed enhancement of maintenance to the extent of Rs.500/- p.m. for the child making it to Rs.1500/- p.m. from the date of application.

Counsel for the parties are ad idem that the orders passed by the Courts below may be modified in the following terms.

(i) The petitioners shall be entitled to maintenance @ Rs.6000/- p.m. i.e. Rs.4000/- p.m. to the wife and Rs.2000/- p.m. to the child from the date of application under Section 125 Cr.P.C.

(ii) Maintenance payable to the petitioner(s) in the proceedings

under Section 24 of the Hindu Marriage Act shall be liable to adjustment from the maintenance payable under Section 125 Cr.P.C.

Disposed of in the aforesaid terms.

(Rekha Mittal)
Judge

15.5.2017

Meenu

Whether speaking/reasoned - Yes/No
Whether Reportable - Yes/No