

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM No. M-25231 of 2016
Date of decision: 29.03.2017**

Balwinder Singh @ Babbi

...Petitioner

Versus

Navkaran Singh @ Navi

...Respondent

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. M.K. Singla, Advocate,
for the petitioner.

Ritu Bahri, J.

This petition has been filed against the judgment dated 02.04.2016 passed by the Additional Sessions Judge, Sangrur, dismissing the revision filed by Balwinder Singh @ Babbi against the order dated 19.05.2015 passed by the Chief Judicial Magistrate, Sangrur, whereby application filed by Navkaran Singh @ Navi (respondent) has been allowed and present petitioner has been directed to pay maintenance at the rate of Rs.5000/- per month him.

Respondent is the son of petitioner. While awarding maintenance, it has been observed that even though, respondent is illegitimate son, but he has a right to claim maintenance from his father. He is staying in Paradise International School, Ghagga. Jatinder Kaur, wife of the petitioner, appeared in the witness box as RW-1 and in her cross-examination, she has admitted that a compromise dated 10.02.2012, Ex.C12 had been effected between Ranjit Kaur @ Jassi Chohan (mother of respondent) and Balwinder Singh-petitioner. This witness had also identified the photographs Ex.C12/C

compromise dated 10.02.2012, it was agreed that Ranjit Kaur @ Jassi and Balwinder Singh (petitioner) had been residing for the last five years as husband and wife. A son namely Navkaran Singh @ Navi (respondent herein) was born to them out of their illegal relation. As per compromise, Balwinder Singh would bear daily expenses of studies etc. of Navkaran Singh @ Navi. Jatinder Kaur (RW-1) had identified the signatures of Balwinder Singh as Ex.C12/H.

Since Jatinder Kaur while appearing as RW-1, had admitted the photographs Ex.C5 to Ex.C9 and the factum of compromise dated 10.02.2012 between Balwinder Singh and Ranjit Kaur, the impugned order (s) granting maintenance to respondent-son have been rightly passed by the Courts below. No illegality, much less perversity, has been found therein warranting interference by this Court.

Dismissed.

29.03.2017
ajp

(RITU BAHRI)
JUDGE

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