

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

**CRM No. M-43401 of 2015
Date of decision: 15.02.2017**

Gurpreet Kaur and another

...Petitioners

Versus

Talwinder Singh

...Respondent

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sunny Singla, Advocate,
for the petitioners.

Mr. Ritesh Aggarwal, Advocate, for the respondent.

Ritu Bahri, J.

This petition has been filed against the order dated 11.09.2015 (Annexure P-3) passed by the Additional Sessions Judge, Patiala, dismissing the revision filed by petitioners (wife and son respectively) against the order dated 01.06.2015 (Annexure P-2) passed by the Judicial Magistrate Ist Class, Nabha, whereby maintenance of Rs.2000/- per month has been awarded to the petitioners. By way of present petition, the petitioners are seeking enhancement of maintenance awarded by the Courts below.

Marriage of petitioner No.1 and respondent is not in dispute. While awarding maintenance, the income of respondent had been taken as that of a daily wager i.e. Rs.6000/- to Rs.7000/- per month.

Learned counsel for the petitioners states that maintenance of Rs.2000/- per month is on the lower side. He further states that the respondent-husband is the only son of his parents. Respondent and his father are owners of 13 bighas and 9 biswas of agricultural land. Copy of jamabandi for the year 2012-13 has been placed on record as Annexure P-4.

After going through the facts and circumstances of the case, this Court is of the view that maintenance of Rs.2000/- per month as awarded by the lower Courts is on the lower side. In these days of rising prices, petitioner No.1 cannot maintain herself and her minor child with this meagre amount of maintenance. Thus, the same requires to be enhanced.

Accordingly, the impugned orders are modified and the amount of maintenance of Rs.2000/- per month is enhanced to Rs.4000/- per month. Respondent-husband is directed to pay maintenance to the petitioners at the rate of Rs.4000/- per month from the date of filing of application.

Allowed accordingly.

15.02.2017
ajp

(RITU BAHRI)
JUDGE

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