

In the High Court of Punjab and Haryana at Chandigarh

CRM -M-977 of 2017

Date of Decision: 16.1.2017

Naresh Kumar

---Petitioner

versus

Smt. Seema and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr.S.K.Tripathi, Advocate
for the petitioner**

Rekha Mittal, J.

The present petition has been directed against orders dated 3.10.2015 (Annexure P-2) passed by the Judicial Magistrate Ist Class, Rewari and dated 30.5.2016 (Annexure P-3) passed by the revisional Court whereby the respondents have been awarded interim maintenance at the rate of Rs. 2000/- per month in proceedings under Section 125 of the Code of Criminal Procedure (in short "Cr.P.C.").

The sole submission made by counsel for the petitioner is that as the petitioner has been directed to pay maintenance pendente lite at the rate of Rs. 2500/- per month in the proceedings under Section 24 of the Hindu Marriage Act, 1955 (in short "the Act"), the petitioner cannot be burdened with payment of maintenance in different proceedings as his income is Rs. 7000/- per month.

I have heard counsel for the petitioner, perused the paper book particularly the orders impugned.

The present petition is disposed of with liberty to the petitioner

to approach one of the courts by filing an appropriate application for adjustment of maintenance allowed in one proceedings qua liability to pay maintenance in the other proceedings and the same shall be decided by the Court, in accordance with law.

(Rekha Mittal)
Judge

16.1.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No