

FAO-M-209-2016 (O&M)

PARVEEN VS. KULWINDER SINGH

Present: Mr. Sanjeev Pandit, Advocate
for the applicant-appellant.

Mr. Animesh Sharma, Advocate
for the respondent.

CMM-153-2016

Appellant-wife has filed the present application praying for maintenance *pendente lite* at the rate of ₹40,000/- per month. She has also claimed a sum of ₹25,000/- towards litigation expenses. Of course, the respondent through his reply resisted the claim of the appellant on the ground that the appellant is in fact living in Germany.

We heard the submissions made on either side.

There is no dispute to the fact that the appellant-wife is living in Germany and the respondent-husband is living in Italy. Way back in the year 2011, respondent was directed to pay maintenance *pendente lite* at the rate of ₹10,000/- per month by the trial Court.

Considering the status of the parties, the requirement of the appellant and the fact that a sum of ₹10,000/- per month towards maintenance *pendente lite* was being paid without any objection, we are of the considered view that a sum of ₹15,000/- per month towards maintenance *pendente lite* would take care of the maintenance of the appellant. Therefore, directing the respondent to pay a sum of ₹15,000/- per month towards maintenance right from the date of application i.e. 28.09.2016, the application is disposed of accordingly.

Let the respondent-husband also pay litigation expenses of ₹20,000/- by the next date of hearing.

The maintenance and the litigation expenses as ordered by us be paid to the appellant through her power of attorney.

FAO-M-209-2016

Post the matter on 25.05.2017.

**(M. JEYAPPAUL)
JUDGE**

January 24th, 2017
Puneet

**(AUGUSTINE GEORGE MASIH)
JUDGE**