

113.

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

CIVIL REVISION-1578-2018 (O&M)

Date of decision:26.03.2018.

NAVIN CHAHAR

... Appellant

Versus

RUBY CHOUDHARY

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Amardeep Singh Sheoran, Advocate,
for the appellant.

HARI PAL VERMA, J.(Oral)

CM-5948-CII-2018

Prayer in the application filed under Section 151 CPC is to place on record salary slip of petitioner for the month of February, 2018 as Annexure P-5.

For the reasons stated in the application, same is allowed and Annexure P-5 i.e. salary slip of petitioner is taken on record.

CIVIL REVISION-1578- 2018

Petitioner-husband has filed the present revision petition under Article 227 of the Constitution of India for setting aside the order dated 19.02.2018 (Annexure P-2) passed by the Family Court, Gurugram whereby on an application filed by the respondent-wife under Section 24 of the Hindu Marriage Act, learned Family Court has awarded maintenance as ₹20,000/- per month.

Briefly stated, the marriage between the parties was solemnized

their wedlock. Respondent-wife has filed a divorce petition on the ground of cruelty and mis-behaviour. Apart from this, an FIR dated 10.07.2016 under Sections 498-A, 406, 328 IPC at Gurgaon was registered against the husband, for which the petitioner had to remain in jail for two months. During the pendency of divorce petition, respondent-wife filed an application under Section 24 of Hindu Marriage Act seeking maintenance pendente-lite. On the said application, the Family Court vide order dated 19.02.2018 awarded ₹20,000/- maintenance to the wife per month along with ₹20,000/- as one time litigation expenses and it is that very order which has been made the subject of challenge through the instant petition.

Learned counsel for the petitioner states that though the maintenance awarded to the wife is on higher side as the carry home salary of the petitioner is only ₹58,289/- but at this stage, petitioner would be satisfied if a direction is issued to the Family Court to expedite the proceedings of divorce petition filed by the respondent-wife which is otherwise pending before the Family Court since long.

In view of limited prayer made by learned counsel for the petitioner at this stage, the present petition is dismissed as withdrawn. However, considering the fact that the petitioner is required to pay ₹20,000/- as interim maintenance, trial Court shall make an endeavour to decide the divorce petition expeditiously.

(HARI PAL VERMA)
JUDGE

26.03.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No