

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

CR-6378-2015(O&M)

Date of decision : 7.2.2018

Ritu **Petitioner**

Versus

Sachin **Respondent**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Amit Kumar Jain, Advocate for the petitioner.

.....

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Petitioner is aggrieved by the order dated 27.4.2015 passed by learned District Judge, Jind vide which in an application filed under Section 24 of the Hindu Marriage Act, 1955, maintenance pendente lite @ ₹ 7,000/- per month was allowed to wife-respondent therein to maintain herself along with her two minor children, from the date of filing of the application. She has also been granted ₹ 5,500/- as one time litigation expenses.

Heard.

On the last date of hearing, learned counsel for the petitioner sought adjournment to produce some documents with respect to the income of the respondent-husband. It is stated that no such document is available.

A perusal of the impugned order dated 27.4.2015 passed by learned District Judge, Jind, shows that both parties belong to middle class. Present petitioner is B.A./B.Ed and having two minor children. Respondent-husband is running a sanitary store at Jind and is an income tax assessee. Father of the respondent-husband is in COMA and lying admitted in the hospital.

Considering the facts and circumstances of the case, there is no ground to hold that respondent-husband is having much more income in hand and is in position to pay more than ₹ 7,000/- per month as maintenance. In the absence of any evidence, there is no ground to modify the order dated 27.4.2015, passed by learned District Judge, Jind for enhancement of compensation already granted to petitioner-wife.

Dismissed.

(KULDIP SINGH)
JUDGE

7.2.2018
preeti

Whether speaking / reasoned	Yes
Whether Reportable:	No