

In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-40204 of 2017

Date of Decision: 16.1.2018

Brijesh Kumar Verma

.....Petitioner

Versus

Puneeta Soni

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Surinder Gandhi, Advocate
for the petitioner.

ANITA CHAUDHRY, J (ORAL)

This petition has been filed by the petitioner under Section 482 Cr.P.C. for quashing the order dated 16.3.2017 passed by the Judicial Magistrate, Ist Class, Faridabad in a complaint filed under the Domestic Violence Act.

I have heard the counsel for the petitioner at length.

The petitioner is aggrieved as the trial Magistrate has allowed interim maintenance of Rs. 5,000/- to the wife. The trial Court had noted the salaries of both the parties and had taken into account that the wife was earning Rs. 26,000/- per month and she was working with M/s Accenture Services Private Limited and that the husband was earning over Rs. 73,000/- per month and it had allowed Rs. 5,000/- per month as interim maintenance.

Aggrieved by the order, an appeal was preferred by the husband which has been dismissed.

It is settled proposition of law that the wife is entitled to live

and maintain as if she continues to stay with the husband. She is entitled to the same status and facilities. The husband is earning over Rs. 73,000/- per month. The wife is getting salary of Rs. 26,000/- per month.

I find no infirmity in the order passed by the trial Court.

The petition is dismissed.

(ANITA CHAUDHRY)
JUDGE

January 16, 2018
Gurpreet

Whether speaking/reasoned	:	Yes
Whether reportable	:	No