

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

**Crl. Rev. (F) No. 136 of 2018 (O&M)
Date of decision : 24.07.2018**

Savita

.....Petitioner(s)

Versus

Bhim Singh

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Ms. Sunita Nambiar, Advocate
for the petitioner.

ANITA CHAUDHRY, J.

This is a petition seeking modification in the maintenance allowed to the petitioner. The parties were married in February 2015. No child was born to them. The petitioner's application seeking maintenance was filed in July 2016. The respondent failed to appear and was proceeded *ex parte*. The petitioner claimed that the husband had rental income and a shop and was earning Rs.50,000/- per month but she failed to lead any evidence and considering the bald verbal assertions, the Family Court considered the respondent to be a daily wager and assessed his income between Rs.10,000/- to Rs.12,000/- per month and allowed Rs.3,500/- per month from the date of filing the petition.

On the previous dates the counsel was asked to produce some material to show that the respondent owned any property or he was running

any shop and they could produce a photograph of the shop. No document was filed. It was stated that they have not been able to get any information. The respondent's income was assessed as that of a labourer and maintenance of Rs.3,500/- per month had been allowed to the petitioner. In the absence of any other material, there is no scope for enhancement.

The petition is dismissed.

(ANITA CHAUDHRY)
JUDGE

24.07.2018
Sunil

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No