

GURDEEP SINGH
V/S
HARMESH KAUR

Present: Mr. Aakash Singla, Advocate, for the appellant.

Mr. Dheeraj Chawla, Advocate, for the respondent.

An application under Sections 24 and 26 of the Hindu Marriage Act has been filed by the respondent-wife for grant of maintenance pendente lite at the rate of Rs.10,000/- per month claiming that the respondent-wife is working as Clerk and drawing monthly income of Rs.20,000/- per month but has to maintain a minor daughter Manjot Preet Kaur, born out of the wedlock. She has to spend sum of Rs.8000/- per month on the school fee and the maintenance of the child. The respondent-husband is a big landlord and agriculturist and owner of many immovable properties having income from various sources amounting to Rs. 1 lakh per month.

The appellant-husband has contested the application denying that he is a big landlord having earning as alleged by the appellant-wife. He has admitted that his assets are only to the extent of 24 kanals of agricultural land in District Patiala.

We have taken into consideration the facts and circumstances as pleaded in the application as well as in the reply.

The respondent-wife, no doubt, is earning but she is shouldering the responsibility of bringing up the child born out of the wedlock single handed and she has to be compensated for the said act. She was granted Rs.2500/- per month as maintenance pendente lite before the

lower Court in the year 2014. Taking a judicial notice of the fact that there has been consistent rising of the prices, besides the fact that the expenses of the child are being looked after by the appellant-wife, the aforesaid amount requires to be increased considerably.

We deem it appropriate to grant maintenance pendente lite at the rate of Rs.6000/- per month to the appellant-wife. The said amount will be payable with effect from the date of application i.e. August, 2016. Litigation expenses are assessed as Rs.25,000/-. A sum of Rs.20,000/-, earlier paid, will be adjustable against the litigation expenses.

Application under Section 24 of the Hindu Marriage Act is allowed in above said manner.

For payment of the entire arrears of maintenance calculated till 30.11.2018 and balance of litigation expenses, adjourned to 21.11.2018.

(M.M.S. BEDI)
JUDGE

August 31, 2018
harsha

(ANUPINDER SINGH GREWAL)
JUDGE