

**KARAMJIT KAUR
V/S
NAVTEJ SINGH**

Present: Mr. Ravish Bansal, Advocate, for the appellant.

Mr. I.P.S. Doabia, Advocate, for the respondent.

Reply to application under Section 24 of the Hindu Marriage Act, has been filed.

The application under Section 24 of the Hindu Marriage Act has been filed by the appellant-wife for grant of maintenance pendente lite @ Rs.25,000/- per month and Rs.30,000/- as litigation expenses claiming that she has got no source of income whereas the respondent-husband is employed in Indian Army and is posted at Chandimandir.

Respondent-husband has admitted his salary to the extent of Rs.41,000/- per month but he claims that a sum of Rs.12,000/- per month is already paid by him to the appellant-wife and his daughter as maintenance amount. He has to look after his old parents who are living in the village and an handicapped brother. He has to send Rs.35,000/- per month to his parents and brother, as such he is left with a meagre amount for his own expenses. The respondent-husband has taken up the plea that the appellant-wife is doing tailoring work and earning a sum of Rs.30,000/- per month.

On asking of the Court, it has been informed that a sum of Rs.12,000/- was awarded under Section 24 of the Hindu Marriage Act by the lower Court.

We have considered the averments in the application and plea taken up by the respondent-husband and heard counsel for both the parties.

Counsel for the appellant-wife has submitted that interim maintenance awarded by the lower Court under Section 24 of the Hindu Marriage Act was enhanced to sum of Rs.15,000/- per month.

Taking into consideration the salary of the respondent-husband and considering his existing liabilities, a sum of Rs.15,000/- per month is considered to be just and equitable. The said amount would be payable with effect from the date of application i.e. January, 2017. The litigation expenses are assessed as Rs.50,000/-. A sum of Rs.20,000/- already paid will be deductible from the said amount.

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

For payment of entire arrears of maintenance and the litigation expenses, adjourned to 11.07.2018.

Parties are directed to appear before the Mediation and Conciliation Centre of Punjab and Haryana High Court, Chandigarh on 01.03.2018 for any amicable settlement.

For awaiting the report of Mediation Centre, to come up on the date fixed.

(M.M.S. BEDI)
JUDGE

February 14, 2018.
harsha

(GURVINDER SINGH GILL)
JUDGE