

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

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**FAO-M-67-2019**

***Date of Decision:01.03.2019***

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Satnam

. . . . . Appellant

Vs.

Priyanka

. . . . . Respondent

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**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN  
HON'BLE MR.JUSTICE HARNARESH SINGH GILL**

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Present: - Mr.N.K. Malhotra, Advocate,  
for the appellant.

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***RAKESH KUMAR JAIN, J. (ORAL)***

This appeal is preferred against the order dated 01.11.2018 by which application filed under Section 24 of the Hindu Marriage Act, 1955 [for short 'the Act'] by the respondent/wife has been allowed and ₹8,000/- per month has been ordered to be paid towards maintenance *pendente lite* and ₹8,000/- towards litigation expenses.

The only grievance of the appellant is that the appellant has already been burdened with payment of ₹4,000/- by the Additional Chief Judicial Magistrate, Jhajjar vide order dated 17.1.2018 on a petition filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005 [for short 'the DV Act'].

Learned counsel for the appellant has submitted that the appellant is not liable to pay the maintenance both under the DV Act as well as the Hindu Marriage Act.

Be that as it may, if this is the only grievance, the appellant may file an appropriate application before the District Judge, Jhajjar, who had passed the order dated 1.11.2018, for seeking clarification.

In view thereof, learned counsel for the appellant prays for withdrawal of the appeal in order to file an appropriate application before the District Judge, Jhajjar at the first instance.

Dismissed as withdrawn.

Liberty granted.

**(RAKESH KUMAR JAIN)**  
**JUDGE**

**(HARNARESH SINGH GILL)**  
**JUDGE**

**01.03.2019**

*Vivek*

*Whether speaking /reasoned* : *Yes/No*

*Whether Reportable* : *Yes/No*