

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRR(F)-139-2019

Date of Decision:-12.07.2019.

Puneet Kumar

.....Petitioner

Versus

Seema Rani and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. S.S. Sahu, Advocate for the petitioner.

RAJ SHEKHAR ATTRI, J.

The present petition has been filed by the petitioner challenging the judgment dated 26.11.2018 (Annexure P-1) passed by the learned Principal District Judge, Family Court, Hisar.

Learned counsel for the petitioner contended that the respondents are residing in the house of the petitioner. Respondent No.1-wife is earning Rs.11,000/- as she is working as a teacher in a private school. Therefore, the amount of maintenance is exorbitant and the wife is not entitled for any maintenance.

I have considered these contentions but the same carry no weight.

A bare perusal of the record of the trial court transpires that petitioner has produced the copy of the passbook of respondent No.1 showing receiving of Rs.11,000/- per month from July, 2012 to March,

2013 but thereafter nothing is produced if she received any amount in her bank account. Even otherwise also in case if any material is available with the petitioner, he can move an application under Section 127 Cr.P.C. for modification of order qua maintenance to the wife. So far as children are concerned, they have no source of income.

Petitioner is working as Government teacher and earning Rs.43,549/-. In these circumstances of the case, the amount of maintenance awarded to all the respondents @ Rs.22,000/- per month is not exorbitant rather it is appropriate to the circumstances of the case. Thus, no interference is called for.

Dismissed.

(RAJ SHEKHAR ATTRI)
JUDGE

July 12, 2019.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.