

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

CRR (F) No.257 of 2019.

Decided on:- May 01, 2019.

Satyawan.

.....Petitioner.

Versus

Smt. Suman and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. N.S. Dhillon, Advocate
for the petitioner.

HARI PAL VERMA, J.(Oral)

The petitioner has filed present criminal revision against the judgment dated 20.03.2019 passed by learned Principal Judge, Family Court, Jind, whereby in a petition filed by the respondents under Section 125 Cr.P.C., the family Court has awarded maintenance of Rs.10,000/- per month to the respondents (Rs.6,000/- per month to respondent No.1-wife and Rs.4,000/- per month to respondent No.2-minor son) with effect from the date of filing of the petition.

Learned counsel for the petitioner has argued that after deduction, the carry home salary of the petitioner is Rs.22,824/- and vide judgment dated 20.07.2017, learned Sub-Divisional Judicial Magistrate, Narwana awarded maintenance @ Rs.3,000/- per month to the respondent No.1-wife and Rs.2,000/- per month to respondent No.2-minor son. Therefore, there was no material with the family Court to make such

exorbitant increase in the maintenance awarded by learned Magistrate. So far as the land holding in the name of the petitioner is concerned, he has $\frac{1}{2}$ share in the land measuring 22 Kanal 13 Marlas as the remaining $\frac{1}{2}$ share is lying in the ownership of his brother.

I have heard learned counsel for the petitioner and perused the impugned judgment dated 20.03.2019 passed by the family Court.

The petitioner is working as Clerk in Government College and now the 7th Pay Commission has been implemented in the State of Haryana. His income must have been increased now. Even if it is assumed that he is having $\frac{1}{2}$ share in the land holding, the agriculture income of the petitioner is also required to be considered in addition to the salary being drawn by him. Therefore, this Court finds that the maintenance awarded to the respondents by the family Court is not on higher side. Moreover, cost of living is increasing day by day. Thus, no interference is warranted with the impugned judgment dated 20.03.2019 passed by the family Court.

Accordingly, affirming the impugned judgment dated 20.03.2019 passed by the family Court, present criminal revision, being devoid of any merit, is dismissed.

May 01, 2019
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No