

126.

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

CRR(F)-279-2019 (O&M)

Date of decision:22.07.2019

RAJESH KATARIA

... Petitioner

versus

ABHINAV AND ANOTHER

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Ketan Antil, Advocate,
for the petitioner.

HARI PAL VERMA, J. (Oral)

Petitioner, who is father of the respondents, has filed the present revision petition impugning the order dated 14.02.2019 passed by learned Additional Principal Judge, Family Court, Sonipat, whereby the learned Family Court, while considering the income of the petitioner as Rs.20,000/- per month, has awarded maintenance @ Rs.3,000/- per month to each of the respondents. On the date when the application was filed by the respondents (minor), through their mother-Kavita under Section 125 Cr.P.C., the respondents-claimants i.e. Abhinav (son) and Ananya (daughter), were about 15 years and 11 years of age respectively.

Counsel for the petitioner has argued that the respondent-wife though was awarded Rs.3,000/- per month under the Domestic Violence Act, but after passing of the impugned order dated 14.02.2019, the petitioner is now required to pay Rs.6,000/- towards the maintenance of the children. He further states that the learned Family Court while passing the impugned

order has failed to appreciate the fact that petitioner No.1-Abhinav was major and not liable to get maintenance under Section 125 Cr.PC.

I have heard counsel for the petitioner.

The children are at a very crucial stage of life. They are at a stage where they really need money so as to start their carrier. The dispute raised by the petitioner even for the payment of Rs.3,000/- per month as maintenance to each children leads to no other inference than to the intention of the petitioner not to extend any financial help to his own children.

The argument of counsel for the petitioner that the petitioner is 50 years of age and is working as a barber is not a mitigating factor so as to interfere in the judgment passed by the learned Family Court awarding maintenance @ Rs.3,000/- per month to each of the respondents.

Dismissed.

(HARI PAL VERMA)
JUDGE

22.07.2019
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No