

116.

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

**CRR(F)-362-2019 (O&M)**

Date of decision:31.05.2019.

INDERJEET SHARMA

.... Petitioner

versus

KAVITA AND OTHERS

.... Respondents

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

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Present: Mr. Tajender K. Joshi, Advocate,  
for the petitioner.

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**HARI PAL VERMA, J.(Oral)**

Petitioner-husband has filed the present revision petition impugning the order dated 08.01.2019 passed by learned Principal Judge, Family Court, Sirsa, whereby on an application filed by the respondents (i.e. wife and two minor daughters) under Section 125 Cr.P.C., the learned Family Court has awarded interim maintenance @ Rs.5,000/- per month to the respondents from the date of filing the application i.e. 18.02.2017.

Counsel for the petitioner has argued that apart from the fact that the respondent-wife is working as a government teacher in Airforce school and she is not entitled for maintenance, the petitioner is ready to have recourse of mediation. Petitioner is unemployed and, therefore, he cannot afford to pay maintenance.

Heard.

Apart from the fact that the present revision has been filed after a delay of 51 days, the order passed by the Family Court does suggest that

the petitioner though filed reply to the main petition, but did not file reply to

the application seeking interim maintenance. Even otherwise, the awarded maintenance of Rs.5,000/- per month to the respondents is certainly not on higher side for the reason that the respondent-wife has to take care of two small daughters, aged 7 years and 2 years, who are staying with her.

Therefore, this Court finds that the maintenance awarded to the respondents being interim in nature and absolutely in order, no interference is warranted.

Dismissed.

However, as regard the plea of the petitioner that he is ready to settle the dispute through mediation, petitioner is at liberty to approach the Family Court to make such a prayer.

Since the revision petition has been dismissed, no separate order is required to be passed in the application i.e. CRM-18587-2019 seeking condonation of delay.

**(HARI PAL VERMA)**  
**JUDGE**

31.05.2019  
sanjeev

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