

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

CRR(F) No.35 of 2018

Date of decision: 3rd September, 2019

Amritpal Singh

... Petitioner

Versus

Santosh Rani

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. TPS Makkar, Advocate for the petitioner.

Mr. R.K. Sharma, Advocate for the respondent.

FATEH DEEP SINGH, J.

The petitioner husband Amritpal Singh, who admittedly is working as a Head Constable in Punjab Police, has challenged an order of interim maintenance dated 15.12.2017 wherein the Court of learned District Judge, Family Court, Faridkot in the proceedings initiated under Section 125 Cr.P.C. by the wife, had granted ad-interim maintenance to the tune of ₹ 15,000/- per month.

Heard Mr. TPS Makkar, Advocate for the petitioner husband, Mr. R.K. Sharma, Advocate for the respondent wife and perused the records of the case.

It is there writ large on the records and could not be displaced by learned counsel for the petitioner Mr. Tajinder Pal Singh Makkar, Advocate to the submissions of learned counsel for the respondent Mr. Raj Kumar Sharma that the petitioner is a Head Constable. As is there

in the impugned order, the parties had conceded before the Court below that the petitioner is working as Head Constable and getting salary of ₹50,000/- per month. The subterfuge that is sought to be raised by the petitioner that he is supposed to pay for the loan amount or that he has to maintain his second wife, do not cuts much ice for the petitioner, as at this stage in the absence of any evidence, the Court needs to be slow in adjudicating the legality and validity of the second marriage as well as the children born out of the same. Being an order passed on interim maintenance application, such arguments cannot be appreciated at this juncture. Learned counsel for the petitioner could not convince this Court how there has been any illegality or perversity in the impugned findings. This Court is not inclined to show indulgence and thus, the present revision petition stands dismissed.

(FATEH DEEP SINGH)
JUDGE

September 3, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No