

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

CRR (F) No.907 of 2019 (O&M)
Decided on:- November 08, 2019.

Aakriti and another

.....Petitioners.

Versus

Narender Soni.

.....Respondent.

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

Present:- Mr. Paramjit Singh Jammu, Advocate
for the petitioners.

HARI PAL VERMA, J. (Oral)

CRM-34889-2019

Prayer in this application filed under Section 5 of the Limitation Act, 1963 is for condonation of delay of 106 days in filing the present criminal revision.

For the reasons stated in the application, the same is allowed and the delay of 106 days in filing the instant criminal revision is condoned.

CRR (F) No.907 of 2019

The petitioners have filed the present criminal revision seeking enhancement of interim maintenance granted to them by learned Principal Judge, Family Court, Sirsa vide order dated 24.04.2019 in a petition filed by them under Section 125 Cr.P.C.

Vide impugned order dated 24.04.2019, on an application filed by the respondents, who are the wife and minor daughter of the petitioner, the family Court has granted interim maintenance @ Rs.2,000/- per month to the petitioner No.1 whereas @ Rs.2,000/- per month to petitioner No.2, from the date of filing of the application.

Learned counsel for the petitioners has argued that the respondent is well placed and is running a hand-bag shop. Thus, the awarded interim maintenance is required to be enhanced.

I have heard learned counsel for the petitioners.

The impugned order dated 24.04.2019 passed by the family Court shows that in the written statement filed by the respondent, he has admitted that he is doing the work of repair of bags and he is earning Rs.5,000/- to Rs.6,000/- per month. Considering the income of the respondent @ Rs.8,000/- per month, the family Court has awarded interim maintenance to the petitioners @ Rs.4,000/- per month i.e. Rs.2,000/- per month to petitioner No.1-wife and Rs.2,000/- per month to petitioner No.2-minor daughter.

Therefore, it being an interim maintenance and there is no evidence as regard the income of the respondent, no case for interference is made out.

Accordingly, affirming the impugned order dated 24.04.2019 passed by learned Principal Judge, Family Court, Sirsa, the present criminal revision, being devoid of any merit, is dismissed.

November 08, 2019
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No