

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

**CRR-3549-2018 (O&M)
Date of Decision: 22.1.2019**

Gyan Parkash

.....PETITIONER(s).

VERSUS

Neha Chaudhary and others

.....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Shashankt Sharma, Advocate
for the petitioner.

RAJ SHEKHAR ATTRI, J.(Oral)

CRM-42716-2018

Allowed as prayed for and affidavit Annexure P-3 is taken
on record subject to all just exceptions.

CRR-3549-2018

This is a revision petition against the order dated 12.7.2018
passed by learned Additional Sessions Judge, Chandigarh upholding the
order dated 29.9.2017 passed by learned Judicial Magistrate, 1st Class,
Chandigarh whereby interim maintenance @ ₹ 6,000/- has been allowed
to the respondent wife from the date of complaint.

Brief facts of the case are that the respondent wife-Smt.Neha
Chaudhary filed an application under Sections 12, 17, 18, 19 and 20 of
the Protection of Women from Domestic Violence Act, 2005 and she also

sought grant of interim maintenance.

Learned Judicial Magistrate allowed her application and she was granted ₹ 6,000/- per month as interim maintenance from the date of complaint.

Counsel for the petitioner has submitted that the petitioner has already paid to the respondent wife around ₹ 50,000/- as interim maintenance but he has failed to pay the remaining amount of interim maintenance. Apart from it, quantum of interim maintenance is not on exorbitant side, rather it is appropriate to the circumstances of the case.

It has been further argued that the respondent wife is running a tuition centre and she herself mentioned in her bank account that she is self-employed but to the mind of this Court, this is a mere allegation and no such substantive material has been placed on record to prove this fact. Apart from it, parties have to lead evidence and this is not the appropriate stage to alter or set aside the impugned order.

Dismissed.

(RAJ SHEKHAR ATTRI)
JUDGE

January 22, 2019
Paritosh Kumar

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>