

114.

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

CRR(F)-564-2018

Date of decision: 04.09.2019

SANWARMAL @ SUNIL

... Petitioner

versus

USHA RANI

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Shalender Mohan, Advocate,
for the petitioner.

HARI PAL VERMA, J. (Oral)

Petitioner-husband has filed the present revision petition against the judgment dated 03.08.2018 passed by the Principal District Judge, Family Court, Hisar, whereby on an application filed by the respondent-wife under Section 125 of Cr.P.C., the learned Family Court has awarded maintenance to the respondent @ Rs.4,000/- per month from the date of petition, along with litigation expenses of Rs.5,500/-, with a rider that in case the petitioner commits default in payment qua arrears or future maintenance allowance, he shall be liable to pay an additional amount of Rs.1,000/- to the respondent, for every month default.

Counsel for the petitioner has argued that the petitioner is merely working as a helper with Manak Medical Store, Sardarshahar and is not a skilled person. He is getting a meagre amount of salary of Rs.3,500/- per month and, therefore, the awarded maintenance @ Rs.4,000/- per month to the wife is too excessive.

Heard.

Considering the fact that the petitioner is a husband and even if he is working as a helper, the expected salary of a helper in a medical store cannot be assessed less than Rs.10,000/- to Rs.12,000/- per month and while considering this income, the learned Family Court has awarded an amount of Rs.4,000/- per month to the wife. The argument that the petitioner is drawing Rs.3,500/- per month, cannot be accepted, as even the minimum wages for such like person cannot be less than Rs.10,000/- per month .

There is no merit in the present petition and the same is accordingly, dismissed.

(HARI PAL VERMA)
JUDGE

04.09.2019
sanjeev

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