

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

**CR-1427-2021 (O&M)
Date of Decision:02.08.2021**

Baldev Singh

....Petitioner

VS

Hardeep Kaur alias Harjit Kaur and another

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Rahul Soi, Advocate
for the petitioner

SUDHIR MITTAL, J. (Oral)

CM-6390-CII-2021

Learned counsel for the applicant does not press this application.

Dismissed as not pressed.

CR-1427-2021

The petitioner is the father-in-law of respondent No.1 and grandfather of respondent No.2. Respondent No.1 was married with Mandeep Singh, who has since died. Thus, a suit under Section 19 of the Hindu Adoption and Maintenance Act, 1956 was filed by respondent No.1 for grant of maintenance. In the said suit, order dated 24.04.2019 (Annexure P-2) has been passed deciding the application for grant of interim maintenance. The learned Family Court, Patiala has directed the petitioner to pay Rs.2500/- per month to respondent No.1 and Rs.1500/- per month to respondent No.2.

Learned counsel for the petitioner has argued that the petitioner is not the holder of any coparcenary property and, thus, is not bound to maintain his widowed daughter-in-law and grand-daughter.

The argument cannot be accepted as whether the property held by the petitioner is coparcenary property or not, is a matter of evidence. Only after conclusion of evidence, can a finding be returned thereupon.

At this stage, interim maintenance of only Rs.4000/- per month has been granted, which cannot be refuted as no error has been pointed out therein. Thus, the revision petition is dismissed.

(SUDHIR MITTAL)
JUDGE

02.08.2021
Poonam Negi

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No