

112 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR(F)-143-2022

Date of Decision: 02.03.2022

SUKHDEV SINGH

... PETITIONER

VS.

STATE OF PUNJAB AND ANOTHER

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Amit Arora, Advocate,
for the petitioner.

VIVEK PURI, J.(ORAL)

The petitioner has assailed the order dated 16.11.2021 passed by Court of learned Principal Judge, Family Court, Amritsar vide which interim maintenance to the tune of Rs.10,000/- has been awarded in favour of respondent No.2 from the date of application.

Learned counsel for the petitioner contends that the marriage was solemnized as back as in the year 1989 and three children were born from the wedlock. Two of the children are already married.

It has not been disputed that all the three children have attained the age of majority. Furthermore, it has also not been disputed that the petitioner is working as Head Constable in Police Department and he has carrying home salary of Rs.47,000/- per month as observed in the impugned order.

It has been argued on behalf of the petitioner that respondent No.2 has withdrawn from the society of the petitioner without any sufficient cause. However, this aspect of the matter is to be looked into after the parties substantiate the rival allegation of dowry. Significantly, the relationship between the parties has not been disputed, there is nothing to suggest that respondent No.2 is able to maintain herself and in such circumstances, it is an onerous responsibility of the petitioner to provide maintenance and support to the wife. The amount of Rs.10,000/- awarded as interim maintenance cannot by any stretch of imagination be termed to be excessive or not in commensurate with the income and status of the petitioner.

Petition is dismissed.

02.03.2022
smriti

(VIVEK PURI)
JUDGE

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