

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(119)

CRR(F)-871-2019

Date of decision :- 27.09.2022

Neeraj Goyal

...Petitioner

Versus

Neeru Garg

...Respondent

CORAM : HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. S.K. Tripathi, Advocate for the petitioner.

...

SUVIR SEHGAL, J (ORAL)

Instant criminal revision petition has been filed impugning order dated 11.09.2019 passed by the Additional Principal Judge, Family Camp Court, Pataudi, in a petition under Section 125 of the Code of Criminal Procedure, 1973 (for short "the Code") whereby interim monthly maintenance of Rs.7,000/- has been granted to the wife-respondent.

Heard counsel for the petitioner.

There is no dispute about the marital ties between the parties. The argument of counsel for the petitioner that the respondent is a westernized lady, who was not interested in staying with her parents-in-law and left the company of the petitioner without any sufficient cause, cannot be appreciated in the absence of evidence, which the parties are yet to lead. The assertion of the counsel for the

petitioner that the respondent is earning and the petitioner has “no job nowadays”, are also submissions, which are not relevant for the purpose of determining the grant of interim maintenance. Suffice is to notice that the respondent has pleaded that she has been turned out of the matrimonial home and has no source of income to maintain herself. In this backdrop, the award of monthly interim maintenance of Rs.7,000/- can neither be said to be unreasonable nor excessive. The impugned order, therefore, does not warrant any interference in the exercise of revisional jurisdiction.

Petition being devoid of merit is hereby dismissed.

It is clarified that nothing said hereinabove shall be construed to be an expression on the merits of the case.

(SUVIR SEHGAL)
JUDGE

27.09.2022
Pardeep

Whether speaking/reasoned	Yes
Whether reportable	Yes