

2023:PHHC:119894

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

CR-631-2023 (O&M)

Date of decision: 12.09.2023

Gurpreet Singh

..Petitioner

Versus

Bhawanjit Kaur

.Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Surinder Garg, Advocate for the petitioner

Mr. Arihant Goyal, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

1. The petitioner herein is the husband of respondent. In this revision petition, the dispute is with regard to the assessment of maintenance pendente lite. It has come on record that the petitioner gets salary of Rs.49,000/- whereas the wife is having income of Rs.14,000/- per month. Thus, the Tribunal has directed to pay Rs.10,000/- per month.

2. Learned counsel representing the petitioner contends that the respondent has not produced her salary slip and therefore, the court should draw an adverse inference.

3. On the other hand, the learned counsel representing the respondent submits that the respondent is working on contract basis as a Data Entry Operator.

4. The assessment of income is required to be made on the basis of prima facie material, which is produced on file. The adverse inference can only be drawn while finally deciding the case.

5. Keeping in view the aforesaid facts, no ground to interfere is made out, however, the petitioner shall have liberty to file an application before the Family Court for modification of the amount of maintenance, after securing complete information with regard to the income of his wife.

6. Disposed of.

7. All the pending miscellaneous applications, if any, are also disposed of.

12.09.2023
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No