

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH
Sr. No.: 107

Criminal Revision No.F-537 of 2023
Date of Decision: May 16, 2023

Ranjeet Joshi @ Ranjit Joshi

..... PETITIONER(S)

VERSUS

Rajwinder Kaur and others

..... RESPONDENT(S)

...

CORAM: **HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

...

PRESENT: - Mr. Balraj Singh Sidhu, Advocate for the petitioner.

. . .

Tribhuvan Dahiya, J (Oral)

This petition has been filed for setting aside the order dated 02.02.2023 passed by the Family Court granting interim maintenance of ₹ 15,000 per month to the respondent-wife and ₹ 5,000 each to the two minor children.

2. Learned counsel for the petitioner contends that the amount of interim maintenance granted is on a higher side. The petitioner has other expenses to bear like the equal monthly installments (EMIs) of loan he has taken. Keeping that in view, the amount of maintenance granted is on a higher side, and the petitioner is not in a position to pay.

3. A perusal of the impugned order shows that the petitioner-husband is serving as a teacher in the Punjab School Education Board. His admitted salary is ₹ 65,914 per month, and claimed monthly expenditure is ₹ 35,000.

4. Keeping in view the admitted monthly income of the petitioner, the amount of interim maintenance granted to the respondents

cannot be termed on a higher side, particularly when it is not in dispute that

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the respondent-wife does not have sufficient income to maintain herself. Payment of EMIs for the loan taken by the petitioner for his own needs, cannot be a ground to avoid payment of maintenance for his legally wedded wife and children born out of the wedlock.

5. In view thereof, there is no ground to entertain the petition.
6. Dismissed.

(Tribhuvan Dahiya)
Judge

May 16, 2023
payal

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No