

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH
Sr. No.: 118

Criminal Revision No.F-807 of 2023
Date of Decision: May 22, 2023

Kulwinder Singh

..... PETITIONER(S)

VERSUS

Manpreet Kaur

..... RESPONDENT(S)

. . .

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

. . .

PRESENT: - Mr. Khushkaran K. Goyal, Advocate for the petitioner.

. . .

Tribhuvan Dahiya, J (Oral)

This petition has been filed for setting aside the order dated 27.02.2023 passed by the Family Court granting interim maintenance of ₹ 4,000 to the respondent-wife.

2. It is not disputed at the Bar that the petitioner-husband is working as a clerk in Highway Industries Limited and earning ₹ 10,000 per month.

3. It is, however, contended by the learned counsel that the petitioner has been advised surgery for *intestinal hernia*, as per prescription slip dated 19.07.2022, Annexure P-2, by a private hospital. Therefore, he is not in a position to pay the interim maintenance, which has been awarded from the date of filing of the application.

4. Merely because the petitioner has to undergo surgery, it cannot be said that he is not able-bodied person, unable to maintain his wife. Even otherwise, admittedly he is working and earning about ₹ 10,000 per month.

CRR No.F-807 of 2023

[2]

5. In view thereof, there is no ground to interfere with the impugned order granting interim maintenance to the respondent/wife.
6. Dismissed.

(Tribhuvan Dahiya)
Judge

May 22, 2023
payal

<u>Whether Speaking/ Reasoned:</u>	<u>Yes/ No</u>
<u>Whether Reportable:</u>	<u>Yes/ No</u>