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2023 : PHHC : 112848

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR(F)-1240-2023

Date of Decision: 28.08.2023

HARJEET SINGH

... PETITIONER

V/S

SUKHVIR KAUR AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Amarpreet Singh Bhatindewala, Advocate
for the petitioner.

* * *

VIVEK PURI, J. (ORAL)

1. The petitioner has assailed the order dated 27.07.2023 passed by the learned Family Court, Sirsa (Camp at Dabwali) vide which maintenance @ Rs.3000/- and Rs. 2000/- p.m. has been awarded in favour of respondent Nos. 1 and 2 respectively.

2. Learned counsel for the petitioner has not disputed the fact of marriage of the petitioner with respondent No.1 and birth of respondent No.2 from the wedlock. The claim of the respondent for maintenance has been disputed only on the score that the amount awarded is on higher side. It has been submitted that as per the observations in the impugned order, there is no concrete material on record to indicate with regard to the income of the petitioner.

3. It is significant to note that the petitioner is stated to be an able-bodied person. Consequently, his income has been worked out to be around Rs.10,000/- to Rs.12,000/- p.m. Even keeping in view the contingencies of

employment and on the assumption that the petitioner is working as a casual labourer, the income as assessed by the learned Family Court, cannot be termed to be on higher side. The amount of maintenance has been awarded @ Rs.3000/- and @ Rs.2000/- p.m. in favour of respondent Nos. 1 and 2, respectively and the said amount keeping in view the accelerating prices and cost of living by no stretch of imagination can be termed to be excessive or on higher side.

4. Dismissed.

28.08.2023

Janki

**(VIVEK PURI)
JUDGE**

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