

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 106

Criminal Revision (F) No.513 of 2021

Date of Decision: March 22, 2023

Makhan Singh

..... PETITIONER(S)

VERSUS

Sarabjit Kaur

..... RESPONDENT(S)

...

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

...

PRESENT: - Mr. Vinod K. Kaushal, Advocate, for the petitioner.

. . .

Tribhuvan Dahiya, J (Oral)

This petition has been filed against the order dated 20.09.2021 passed by the Family Court, Mansa, on a petition under Section 127 Cr.P.C. filed by the respondent-wife for enhancement of the maintenance amount. Accepting the petition and keeping in view the status of both the parties, their income, expenditure and liabilities, the amount of maintenance was enhanced from ₹ 2,500 per month to ₹ 10,000 per month, with effect from the date of filing of the petition.

2. Learned counsel for the petitioner contends that the amount awarded is on a higher side, and it needs to be reduced. The earlier amount payable by the petitioner has been drastically increased without any justification.

3. A perusal of the impugned order shows that the petitioner is in a permanent job and his gross monthly salary is ₹ 42,972. It stands established by the account statement, Ex.AW-1/A. It is also not disputed that

the respondent-wife has no source of income. There is no denying the fact that the petitioner is liable to maintain his estranged wife by paying sufficient amount of maintenance keeping in view his income, status of the parties as well as their liabilities. Besides, the cost of living has increased from the time respondent was earlier granted maintenance. The Family Court has granted the enhanced maintenance by taking all these factors into consideration which cannot be said to be on higher side. In view thereof, there is no ground to interfere with the impugned order.

4. Dismissed.

(Tribhuvan Dahiya)
Judge

March 22, 2023
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Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No