

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

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**CRR (F) No.1401 of 2023 (O&M)
Date of decision: 16.11.2023**

Neeraj

... Petitioner

Vs.

Preeti and others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Viresh Dahiya, Advocate,
for the petitioner.

MANISHA BATRA, J.

1. The instant revision petition has been filed by the petitioner-husband for assailing the order dated 19.07.2023 passed by Family Court, Rohtak in petition No.402 of 2021 titled as *Preeti and others v. Neeraj* whereby interim maintenance to the tune of Rs.11,000/- per month had been directed to be paid by him to respondent No.1-wife and Rs.4500/- each was directed to be paid to the minor respondents No.2 and 3 who are children of the present petitioner.

2. Learned counsel for the petitioner has submitted that he restricts his argument only to the challenge as made to the order whereby the petitioner was directed to pay sum of Rs.11,000/- per month to respondent No.1-wife and does not challenge the order qua grant of maintenance to his minor children. He submits that the respondent No.1-wife is already receiving a sum of Rs.10,000/- per month as maintenance pendente lite allowance from him in an application filed under Section 24

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of Hindu Marriage Act, 1955 by the respondent in the proceedings for passing a decree of divorce as pending before learned Family Court.

3. Learned counsel for the petitioner has drawn the attention of this Court to the order dated 30.05.2023 as passed by learned Family Court in petition bearing CIS No.DMC-11 of 2021 titled as *Neeraj v. Preeti* which confirms that the petitioner was directed to pay a sum of Rs.10,000/- per month as maintenance pendente lite. Since the respondent wife can seek execution of order qua grant of maintenance only in one of the proceedings as pending between the parties and not in multiple proceedings and as the only ground of challenge as made by the petitioner is that he be not made to pay maintenance to the respondent No.1-wife awarded in two different proceedings, therefore, the petition is disposed of while giving directions to the learned Family Court, Rohtak to ensure that the petitioner is not compelled to make payment of interim maintenance/maintenance pendente lite to respondent No.1-wife as directed to be paid in two different petitions and makes payment of the same in the petition which is subject matter of this case.

4. The petition stands disposed of accordingly.

5. Miscellaneous application(s), if any, also stand disposed of.

(MANISHA BATRA)
JUDGE

16.11.2023
manju

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No