

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 110

Criminal Revision No.F-1267 of 2022 (O&M)

Date of Decision: April 12, 2023

Baljeet @ Manjeet

..... PETITIONER(S)

VERSUS

Premo and another

..... RESPONDENT(S)

. . .

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

. . .

PRESENT: - Mr. Ram Karan Agnihotri, Advocate for the petitioner.

. . .

Tribhuvan Dahiya, J (Oral)

CRM-47945-2022

Delay condoned.

Main case

This revision petition has been filed against the order dated 04.06.2022 passed by the Additional Principal Judge, Family Court, Karnal, whereby the Family Court has awarded maintenance of ₹ 3,500 per month to the respondent-mother.

2. Learned counsel for the petitioner has contended that the petitioner does not have sufficient means to pay the amount of maintenance, as he himself is married and has a girl child also to maintain. Besides, the petitioner's father (respondent's husband) is already paying maintenance to the respondent.

3. Learned counsel has been heard and paper book has been perused. It is not in dispute that the petitioner is an able-bodied person, who claims to be working as a driver. It, therefore, cannot be believed that he is not able to pay the amount of maintenance granted to the respondent, his

mother. Merely because he has a family of his to maintain, is no ground to escape the liability to maintain his mother also. The fact of his father paying ₹ 2,500 as maintenance, granted to the respondent by the Family Court at Sonipat vide order dated 01.12.2012, has been duly considered by the Family Court before passing the impugned order.

4. Looking at the facts and circumstances of the case, the amount of maintenance granted cannot be termed to be on higher side.

5. Dismissed.

(Tribhuvan Dahiya)
Judge

April 12, 2023
payal

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No