

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRR(F)-954-2023

Date of Decision: February 01, 2024

Dheeraj Batra

.....Petitioner(s)

Vs.

Esha Batra

.....Respondent(s)

CORAM: HON'BLE MS. JUSTICE SUDEEPTI SHARMA

Present: Mr. Yadwinder Singh, Advocate
for the petitioner(s).

SUDEEPTI SHARMA J. (ORAL)

The petitioner has challenged order dated 13.03.2023 passed by Ld. Principal Judge, Family Court, Ludhiana in CNR No.PBLD01-020615-2021, CIS No.MNT/757/2021, whereby the respondent has been granted maintenance to the tune of Rs.15000/- per month from the date of filing of application, till the disposal of the main petition. And Rs.15,000/- for litigation expenses in her application filed under Section 125 of Cr.P.C.

2. Learned counsel for the petitioner *inter alia* contends that the amount granted to the respondent is on the higher side and has been passed by wrongly assessing the income of the petitioner. He further submits that the petitioner neither owns M/s Choudhary Departmental Store situated at his home address, he is only sitting there and the Departmental Store belongs to his brother, nor running a Coaching Centre under the name and

style of Dheeraj Coaching Centre. He further contends that it the respondent who is running a Coaching Centre.

3. I have heard learned counsel for the petitioner and perused the impugned order.

4. Learned Court below after taking into consideration, the conduct of the petitioner, who deserted his wife and harassed her, rightly granted the amount to the tune of Rs.15,000/- per month to the respondent. A perusal of the impugned order shows that Ld. Court below while assessing the amount, has taken into consideration the earnings of the petitioner to the tune of Rs.1,50,000/- per month from his business and bank balance and FDRs and interest income as well as being owner of the property No.B-34-6963, Sunil Park, Jassian Road, Haibowal Kalan, Ludhiana and his Departmental Store under the name and style of M/s Choudhary Departmental Store situated at his home address. Further by observing that he is also running a Coaching Centre under the name and style of Dheeraj Coaching Centre wherein students of 10+1, 10+2, B.Sc., M.Sc, Physics, Chemistry and Maths are taking classes and has car bearing registration No.PB-91-J-9420 and has 3 two-wheelers bearing No.PB-10EV-2394, PB-10-HG-9709 and PB-10-DN-6533. It has also been observed in the order that the respondent was treated badly and was given merciless beatings, treated like a maid and later on she was not allowed to enter into the matrimonial house. After taking into consideration the conduct of the petitioner, the respondent is granted maintenance to the tune of Rs.15,000/- per month.

5. In view of the above, I do not find any infirmity in the impugned order dated 13.03.2023 and the present petition is hereby dismissed.
6. All pending applications, if any, stand disposed of.

(SUDEEPTI SHARMA)
JUDGE

February 01, 2024
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Whether speaking/reasoned:	Speaking
Whether reportable:	Yes / No