



CRR(F)-813-2024 (O&M)

121 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR(F)-813-2024 (O&M)
DATE OF DECISION: 14.11.2024

VANDANA AND ANOTHER

.....PETITIONERS

Vs.

SUNNY

.....RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Ms. Mansi, Advocate, for
Mr. Navneet Singh, Advocate,
for the petitioners.

HARPREET KAUR JEEWAN, J. (ORAL)

1. Learned counsel for the petitioners prays for another adjournment to assist the Court, on the ground that the arguing counsel is not available.

2. The aforesaid request is declined, in view the fact on the first date of hearing, i.e. 04.06.2024, there was no representation on behalf of the petitioners and the matter was adjourned to 18.06.2024. Again on 18.06.2024, no one has appeared on behalf of the petitioners to argue the matter and the matter was adjourned to 09.07.2024. Vide order dated 09.07.2024, a direction was issued to the petitioners to file the affidavits regarding income, assets and liability of the parties, in view of the directions of the Hon'ble Supreme Court in terms of the judgment passed in Rajnesh vs. Neha and another [2021 (2) SCC 32] and the matter was adjourned to 29.08.2024. On that date, counsel for the petitioners sought an



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adjournment to comply with the order previous order dated 09.07.2024.

3. Today again, neither the affidavits have been filed nor the arguing counsel for the petitioners is present to argue the matter.

4. I have gone through the paperbook.

5. The petitioners are seeking enhancement of the maintenance awarded by the Family Court, Kurukshetra. The respondent-husband has been directed to pay a sum of ₹6,000/- per month to petitioner No. 1-wife and a sum of ₹4,000/- per month to petitioner No. 2-minor child. The relationship *inter se* the parties is not disputed. The husband is alleged to have filed a divorce petition. Petitioner No. 1-wife has alleged that the respondent-husband is employed in Northern Railway as Booking Clerk and his income is more than ₹60,000/- per month. The respondent-husband has contested the petition and took a plea in the written statement that he is getting ₹22,000/- per month only and he has to look after his mother and also to bear her medical expenses. Apart from this, he has taken a plea that premium of a policy of LIC is also being deducted. The salary certificate for the month of May 2023 has been relied upon by the petitioner as per which the gross pay of the respondent is ₹65,475/- and after deductions the net carry home salary is ₹16,140/-. The deductions appears to be on a higher side.

6. As per paragraph No. 17 of the impugned judgment, petitioner No. 1-wife has also admitted that the respondent-husband is having two sisters and he is the only son to take care of his parents. She has denied the suggestion that she is earning a sum of ₹20,000/- per month by working as a tutor. She has not denied that she is educated.



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- 7. Keeping in view the totality of these circumstances, the amount awarded by the Family Court as maintenance to the petitioners is in resonance with the facts and circumstances of the present case.
- 8. No interference is called for.
- 9. Consequently, the present petition stands dismissed.
- 10. Pending miscellaneous application (s), if any, shall also stand disposed of.

NOVEMBER 14, 2024
nitin

(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes/No
Whether Reportable	Yes/No