



**120 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-3849-2024

Date of Decision: July 12, 2024

Paramjit Kaur and another

...Petitioners

Versus

Randhir Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Mikhail Kad, Advocate for the petitioners.

DEEPAK GUPTA, J.(Oral)

Petitioner No.1 is the wife and petitioner No.2 is minor daughter of respondent – Randhir Singh.

2. During the pendency of a Civil Suit under Sections 18 and 20 of the Hindu Adoptions and Maintenance Act, 1956 for recovery of arrears of maintenance; suit for fixing future maintenance; for creating charge/lien on the land of the respondent and also seeking permanent injunction against the respondent, pending before the Family Court, Sangrur, an application for interim maintenance was moved. After observing that petitioner-wife was having sufficient means as she was earning ₹10,000/- per month and that as per affidavit of the respondent-husband, his income was ₹15,000/- per month, the interim maintenance to the wife was declined, though respondent-husband was directed to pay ₹3,500/- per month for the minor child, i.e. petitioner No.2.

3. The aforesaid order has been assailed before this Court.

4. Learned counsel for the petitioner contends that earlier petitioner No.1 – Paramjit Kaur was earning ₹10,000/- per month by doing tuition work, but now she is no longer giving any tuition. He also submits that the petitioner-wife was earlier residing with her father, but now she is residing separately in a rented accommodation and is required to pay rent and that in these changed circumstances, the impugned order cannot be sustained for non-grant of any interim maintenance to her.

5. It is conceded by learned counsel for the petitioners that in case any circumstances have changed as have been contended by the petitioners, no application before the concerned Family Court has been moved for modification of the impugned order.

6. As such, after hearing learned counsel for the petitioners, present petition is disposed of with liberty to the petitioners to approach the concerned Court and move an appropriate application for modification of the order for interim maintenance, in case there are changes in the circumstances as are contended by learned counsel for the petitioners in this petition.

July 12, 2024

sarita

(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No