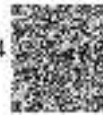


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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRR (F)-1576-2024 (O&M)

Date of Decision:- 06.02.2025

RAM JUWARI ALIAS RAMJUARI

....Petitioner

Vs.

SAPNA DEVI

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. S.N. Pillania, Advocate for applicant/petitioner.

AMARJOT BHATTI, J.

1. Petitioner Ram Juwari @ Ramjuari has filed revision against impugned order dated 08.02.2024 passed by learned Additional Principal Judge, Family Court at Hisar in a maintenance case No.MNT82-III dated 02.03.2021 titled as “Sapna Devi Vs. Ram Juwari” in which interim maintenance has been granted to the wife at the rate of Rs.4,000/- per month from the date of filing of application along with litigation expenses of Rs.5,500/-. Feeling aggrieved of the quantum of interim maintenance, present revision has been filed.

2. Learned counsel for petitioner argued that his wife has left the matrimonial home on her own and she has refused to return back. He filed petition under Section 9 of Hindu Marriage Act for restitution of conjugal rights. He is still ready and willing to keep his wife in the matrimonial home.

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In-fact, present petitioner is taking care of two daughters who are staying with him. He denied his income as mentioned by his wife in the petition filed under Section 125 Cr.P.C. He is casual labourer, therefore, he is not in a position to pay interim maintenance of Rs.4,000/- per month to his wife.

3. Considering the aforesaid factual position, no purpose would be served by giving notice to the respondent. Relevant documents are annexed with revision.

4. I have considered the aforesaid factual position and have gone through the record. It is not disputed that Sapna is legally wedded wife of present petitioner and on account of matrimonial dispute they are staying separately. Present petitioner claimed that he has filed petition under Section 9 of Hindu Marriage Act and he is willing to take back his wife in the matrimonial home. So far as possibility of compromise is concerned, the same can be explored during the proceedings under Section 125 Cr.P.C. pending before Additional Principal Judge, Family Court, Hisar. Even if it is taken into account that petitioner is doing labour work and looking after two daughters, quantum of interim maintenance at the rate of Rs.4,000/- per month is neither excessive nor unreasonable. Therefore, I do not find any reason to interfere in the impugned order dated 08.02.2024 vide which interim maintenance has been granted to the wife along with litigation expenses and the same is accordingly upheld and the revision preferred by petitioner is declined.

5. My observations are made for the disposal of present criminal revision and it will not effect the merits of the case which is to be decided

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after recording of evidence of both the parties.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

06.02.2025
snd

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No