

221 FAO-M-61-2017 (O&M)

SEEMA RANI

V/S

BALWINDER KUMAR

Present: Mr. Satbir Gill, Advocate
 for the appellant.

 Ms. Shelja Sharma, Advocate for
 Mr. Rajesh Lamba, Advocate
 for the respondent.

CMM-27-2017

 This is an application under Section 24 of the Hindu Marriage Act, 1955 (in short 'the Act') for grant of maintenance *pendente-lite* and litigation expenses.

 On 30th November, 2018, a coordinate Bench of this Court directed that in case reply is not filed by the respondent, his defense would be struck off. Consequently, in the application under Section 24 of the Act, defense of the respondent was struck off vide order dated April 12, 2019. CM No. 12524-CII of 2019 has been moved for recalling of that order. We do not find any plausible reasoning to recall the order dated April 12, 2019. We thus proceed to decide the application under Section 24 of the Act. Counsel for the appellant asserts that the respondent-husband is working as a car mechanic and also deals in sale/purchase of the vehicles.

 On a query being put to counsel for the respondent regarding aforesaid contention, no clear answer is forthcoming. In the facts and circumstances of the case, we find that an amount of ₹7000/- as maintenance *pendente-lite* would be appropriate sum to be awarded from the date of application.

 We ordered accordingly.

 It is made clear that in case appellant-wife is getting any

maintenance under any other provision of law, same would be adjusted against this amount.

Application stands disposed of accordingly.

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To come up on 15.11.2019.

**(RAJAN GUPTA)
JUDGE**

**(MANJARI NEHRU KAUL)
JUDGE**

August 21, 2019

J.Ram