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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR(F)-1325-2023 (O&M)
Date of Decision: 13.05.2025

Amrik Singh

....Petitioner(s)

Versus

Sandeep Kaur and another

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Aruz Khan, Advocate, for the petitioner.

Mr. S.S. Gill, Advocate, for the respondents.
(Through Video Conferencing).

JASGURPREET SINGH PURI, J. (Oral)

1. The present revision petition has been filed challenging the order dated 24.02.2023 passed by the learned Principal Judge, Family Court (Camp Court at Khanna), District Ludhiana whereby an ad-interim maintenance of Rs. 4,000/- per month for respondent No.1-wife and Rs. 1,000/- per month for respondent No.2-child has been granted.

2. Learned counsel appearing on behalf of the petitioner submitted that he is not in touch with the petitioner and he has got no instructions in this regard.

3. Learned counsel appearing on behalf of the respondents through video conferencing also submitted that he has not been able to contact the respondents and they are not touch with him.

4. In view of the statement made by both the learned counsels for



parties that they have no instructions from their respective parties, this Court deems it fit and proper to peruse the impugned order.

5. The present is a revision petition filed by the petitioner-husband against his wife and a minor son challenging the order passed by the learned Principal Judge, Family Court (Camp Court at Khanna), District Ludhiana dated 24.02.2023 which is as follows:-

“Heard on prayer for grant of ad-interim maintenance by respondent. Since the defence of the respondent has been struck off and the petitioners claim to be his wife and child, I find it appropriate to grant ad-interim maintenance to the tune of Rs. 4,000/- and Rs. 1,000/- per month from the date of application without expressing any opinion on the merits of the case as it is the duty of the respondent to maintain his wife and child being husband/father. Now to come upon 31.03.2023 for Aws and for consideration.

Affidavits of income and expenditure be also filed by both the parties as per the guidelines of the Hon'ble Apex Court as provided under Criminal Appeal no.730 of 2020 arising out of SLP (Crl) no.9503 of 2018 titled as Rajnesh Versus Neha decided on 04.11.2020, failing which no further opportunity shall be granted.

6. A perusal of the aforesaid order would show that an amount of Rs. 4,000/- per month for respondent-wife and Rs. 1,000/- per month for respondent-child as ad-interim maintenance has been granted because the defence of the petitioner/respondent was struck off and it appears that the application for considering the grant of interim maintenance was still pending and it was only till the time when the application for grant of interim maintenance was pending, an ad-interim maintenance has been



granted by the learned Judge, Family Court as an adhoc measure. Since the learned counsels for the parties have stated that they have no instructions from their respective parties, it is not clear as to what is the outcome of the aforesaid application for grant of interim maintenance or the main petition under Section 125 Cr.P.C. A perusal of the aforesaid short order would show that no illegality or perversity can be found in the same because it is only an adhoc measure that ad-interim maintenance has been granted to the wife and the child especially when the defence of the petitioner /respondent was struck off, there is no occasion for this Court to interfere in the present impugned order.

7. Consequently, the present revision petition is dismissed.

13.05.2025

rakesh

Whether speaking
Whether reportable

(JASGURPREET SINGH PURI)
JUDGE

: Yes/No
: Yes/No