



CRR(F)-1155-2025 (O&M)

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

(109)

CRR(F)-1155-2025 (O&M)
Date of Decision:-13.08.2025.

Jagwinder Singh

.....Petitioner

Versus

Jasvir Kaur

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Piyush Sharma, Advocate for the petitioner.

ALOK JAIN, J. (Oral)

1. The present petition has been filed, *inter-alia*, raising challenge to the order dated 12.06.2025 passed by the learned Principal Judge, Family Court, Shaheed Bhagat Singh Nagar, whereby, the interim maintenance of Rs.15,000/- has been granted to the respondent-wife.

2. Learned counsel for the petitioner submits that the Court below has failed to appreciate that the respondent-wife is working in PGIMER, Chandigarh. To substantiate his contention, learned counsel for the petitioner has relied upon Annexure P-4 i.e. the statement made by the respondent-wife on 11.07.2024 wherein she has stated that she is working at PGIMER, Chandigarh and this fact, although was also narrated by the petitioner in his affidavit, but the same has not been considered by the Court below. Learned counsel for the petitioner further submits that the



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petitioner is earning a sum of Rs.66,000/- out of which petitioner has to pay an EMI of Rs.30,000/- towards the loan taken by him for renovation of his house and, therefore, the petitioner is unable to make the payment of Rs.15,000/- per month towards maintenance. Learned counsel for the petitioner further submits that the respondent-wife has concealed the material fact while filing her affidavit with regard to her job at PGIMER, Chandigarh.

3. Heard the learned counsel for the petitioner at length and perused the record.

4. Admittedly, the petitioner has failed to place on record any cogent evidence that the respondent-wife was working with PGIMER, Chandigarh on or after the date of filing of the application on 09.09.2024 under the provisions of Section 144 of BNSS, 2023 seeking maintenance. The affidavit filed by the petitioner itself does not disclose any amount which he is paying as EMI, rather, the affidavit filed by the petitioner seems to be incorrect as it is an admitted fact between the parties that there is no child born out of the wedlock but the petitioner has shown Rs.80,000/- as expenses in clause 36 of his affidavit towards the maintenance and education of the children from the date of separation till now. The petitioner is working in Punjab Police and he must be entitled to various other perks and, hence, he cannot take the plea that he is unable to maintain his wife. More so, the matter is already under consideration before the Court of competent jurisdiction and the petitioner will always have the right to bring forth the true and correct facts. The meager amount of Rs.15,000/-



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which is less than 1/4th of his income is not at all exaggerated or beyond the limits of the petitioner so as to maintain his wife, who is also entitled to the same amenities in live as the petitioner.

5. Finding no merits, the present petition is dismissed.
6. It is made clear that the observations made by this Court while deciding the present petition shall not be construed as an expression of opinion on the merits of the case.
7. Pending miscellaneous application(s) shall stand disposed of.

(ALOK JAIN)
JUDGE

August 13, 2025.

S. Sethi

Whether speaking/reasoned:- Yes/No
Whether Reportable:- Yes/No