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

**RA-CR-1-2025 (O&M) IN  
FAO-M-31-2024**

**Date of Decision: February 28, 2025**

Milan Gulati

.....Review applicant-appellant

versus

Bhavana Gulati and another

.... Respondents

**CORAM: HON'BLE MR. JUSTICE SUDHIR SINGH  
HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

**Present:-** Mr. Vishal Aggarwal, Advocate  
for the review applicant-appellant.

Mr. Jagmohan S. Ghuman, Advocate for the respondents.

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**SUDHIR SINGH, J.**

Present review application has been filed seeking review of the order dated 09.12.2024 passed in the main appeal.

2. Learned counsel for the review-applicant/appellant submits that in the divorce petition under Section 13 of the Hindu Marriage Act, 1955 (for short 'the Act of 1955'), the respondent/wife had preferred an application under Section 24 of the Act of 1955. Learned Family Court, vide its order dated 25.10.2023, had directed the review-applicant/appellant to pay the maintenance to the tune of Rs.40,000/- per month to respondent No.1/wife from the date of filing of the petition. He further submits that as per law, the maintenance ought to have been directed to be paid from the date of filing of application under Section 24 *ibid* instead of from the date of filing of the main petition for divorce. He further submits that the said aspect was also left to be adjudicated while passing the

judgment under review, and hence, the review-applicant/appellant seeks review of the said judgment only to the said extent, as aforesaid.

3. On receipt of advance copy of the review application, learned counsel for the respondents appears and accepts notice, and raises no objection, in case, the aforesaid prayer of the review-applicant/appellant is allowed. He however, submits that the review-applicant/appellant is in arrears of maintenance and a liberty may be granted to the respondents to file an execution petition, in respect of the same.

4. We have heard learned counsel for the parties and have gone through the case file along with the judgment dated 09.12.2024 passed by this Court.

5. Concededly and as per law as well, the maintenance amount is required to be granted from the date of filing of an application under Section 24 of the Act instead of filing of the main petition for grant of divorce.

6. Considering the same, it is clarified that respondent No.1/wife shall be entitled to the maintenance amount from the date of filing of her application under Section 24 of the Act of 1955 before the learned Family Court. Needless to say, respondent No.1 will be at liberty to file an execution petition in respect of maintenance amount awarded by the learned Family Court.

7. Review application stands disposed of, accordingly.

8. Pending application(s), if any, shall also stand disposed of.

**(SUDHIR SINGH)**  
**JUDGE**

**(JASJIT SINGH BEDI)**  
**JUDGE**

**February 28, 2025**

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No