

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 489 OF 2018
(Arising out of SLP(Crl.) No. 6549/2016)

YOGITA AND ANR. APPELLANT(S)

VERSUS

KETAN TEWATIA RESPONDENT(S)

O R D E R

Leave granted.

1. This appeal is directed against the final order passed by the High of Punjab and Haryana at Chandigarh in Criminal Revision No. 2057 of 2011, dated 24.04.2017 whereby the revision petition was allowed and amount of maintenance awarded to the petitioners was enhanced from Rs. 5,000/- to Rs. 8,000/-.

2. Heard learned counsel for the parties.

3. We find from the bank statement filed

by the respondent husband that there are amounts of expenditure which cannot be reconciled with the finding of the learned Trial Court that his income is Rs. 15,000/- per month.

4. In the circumstances, we consider it appropriate to set aside the impugned order which directs the respondent to pay a meagre sum of Rs.8,000/- to the wife and a minor daughter. The matter is remanded back to the trial Court to reassess the amount of maintenance. The Trial court shall decide the matter within a period of six months from the date the parties appear before it. The parties are directed to appear before the Trial Court on 20.04.2018.

5. However, though the order passed by the High Court is set aside, the respondent shall continue to pay the said amount till maintenance is re-assessed by the Trial

Court.

6. The appeal is disposed of accordingly.

.....J.
[S.A. BOBDE]

.....J.
[L. NAGESWARA RAO]

NEW DELHI,
APRIL 04, 2018.

ITEM NO.3

COURT NO.7

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special leave to Appeal (Crl.) No. 6549/2016
(Against the final order dated 23.04.2016 passed by the High
Court of Punjab and Haryana at Chandigarh in Crl. Revision No.
2057 of 2011)

YOGITA & ANR.

Petitioner(s)

VERSUS

KETAN TEWATIA

Respondent(s)

(with appln. for permission to file addl. documents)

Date : 04-04-2018 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE

HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Appellant(s) Mr. Gagan Gupta, AOR

For Respondent(s) Mr. S. Shantanu Kumar, AOR
Mr. Narsingh N Rai, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is disposed of in terms of the
signed order.

Pending application stands disposed of.

[Charanjeet Kaur]
A.R.-cum-P.S.

[Indu Kumari Pokhriyal]
Asstt. Registrar

[Signed order is placed on the file]