

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.S-638 of 2020

Mohan  
Versus  
Mst. Suneeta and others

Date	Order with signature of Judge
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1. For orders on CMA 1568/21
2. For orders on CMA 4242/20
3. For orders on CMA 4243/20
4. For hearing of main case

**Dated: 22.03.2021**

Mr. Muhammad Zaman Zaur for petitioner.

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Urgency granted.

The subject matter of this petition is a suit for recovery of maintenance and dowry articles filed by respondent, which was decreed by the trial Court. However, the appellate Court modified the decree only to the extent that the amount of child maintenance was increased from Rs.4000/- to Rs.7000/- per month, which is challenged in this petition.

I have heard the learned counsel and perused material available on record.

The only ground raised by the learned counsel is that petitioner is not earning enough to meet the expenses. He further submits that petitioner has also solemnized second marriage and expenses would also be incurred on this count as well. This could hardly be a ground and reason to deny the maintenance charges, as fixed by the appellate Court towards the child from first marriage. Even otherwise, learned counsel for petitioner has failed to point out any material available on record on

the basis of which a different view could have been formed than the one which has already been formed by the appellate Court.

However, at this stage learned counsel submits that petitioner cannot pay the amount, as accumulated till date in terms of the judgments of two Courts below, in one go and hence requests that petitioner may be allowed to pay entire amount in three installments of two months each.

In the circumstances, petition along with listed applications is dismissed however let entire decretal amount along with interest, if any, be paid in three equal installments of two months each and first installment be paid in 15 days' time whereafter the remaining installments shall follow and be paid in equal installments of two months each. No delay be permitted in depositing the aforesaid amount.

**Judge**