

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

**C.P No.S-715 of 2022**

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Order with signature of Judge(s)

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Hearing of case

1. For orders on office objection
2. For hearing of main case

**19.03.2024**

Mr. Ali Azam, Advocate for the petitioner  
Mr. Ashar Qureshi, Advocate for Respondent No.1  
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**Zulfiqar Ahmad Khan, J:-** This petition has been moved against consolidated judgment dated 07.05.2022 in the Family Appeal No.106 of 2021 passed by IXth Additional District & Sessions Judge (MCAC) Karachi East, where at one point Respondent No.1 moved to Appellate Court for reduction of the maintenance provided to the petitioner and where the petitioner moved for the enhancement of the maintenance for the period of 66 months that the wedding lasted.

A review of the Trial Court's judgment (paragph-7 page 11) stipulates that the Trial Court having taken cognizance of the fact that the net income of the respondent ex-husband was Rs.235,000/- however chose to prescribe maintenance of Rs.20,000/- no methodology has been prescribed as to under what formula this meager amount of Rs.20,000/- was deduced.

Counsel for Respondent No.1 is already failed to assist this Court when husband was earning Rs.235,000/- why the court granted maintenance of Rs.20,000/- in all fairness to me this amount looks extremely low. Counsel states that the respondent is still serving as doctor in the Government of Sindh, where his salary would in more than what in the year 2011.

In the circumstances, this petition is allowed to the extent that the maintenance of Rs.20,000/- prescribed by the Trial Court's order lacking serious application of mind and considering the welfare of the petitioner is enhanced to Rs.50,000/- per month with immediate effect (with enhancement of usual 10% annually) considering the fact that in most of the modern jurisdictions, wife being a home-maker is given equal portion of the income of the husband and the duties of home-makers are held not to be any less than those of the earning member of the family (i.e. husband). Respondent No.1 is accordingly directed to deposit the sums with the Nazir of this Court within fifteen days. In case he fails to pay the maintenance his salary would be attached.

Let copy of this order be sent to the Secretary Health, Government of Sindh.

This petition is disposed of in the above terms.

JUDGE

B-K Soomro