

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P.No.S-344 of 2026
Shah Muhammad Abbasi... ..v/s... ..Mst.Qurat-ul-Ain & others

DATE

ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For orders on office objection.
- 2.For hearing of CMA No.2532/2026
- 3.For hearing of main case.

21-08-2026

Mr.Farhan Ali Shah, Advocate for the Petitioner.
Respondent No.1 is present in person.

ORDER

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Nisar Ahmed Bhanbhro, J. This petition is directed against the concurrent findings of the fact rendered through judgments dated 11.12.2025 and 13.02.2026 passed by the Court of learned XXIVth Family Judge, Karachi East and learned Additional District Judge-III, Karachi East, in Family Suit No.994/2024 and Family Appeal No.06/2026 respectively. The suit of the respondent was decreed by the Courts below and maintenance allowance for the minors was fixed @ Rs.25,000/- per month per child with an increment of 10% per year and the maintenance allowance Rs.10,000/- per month for respondent No 1 until the Iddat period.

2. Learned Counsel for the petitioner submits that learned Courts below failed to appreciate the evidence of the parties and imposed heavy amount of maintenance upon the petitioner, which is not payable by him. He submits that the petitioner is microbiologist in JPMC and drawing salary around Rs.2,50,000/- per month. He submits that the Flat owned by the petitioner is now in possession of the respondent No 1 and the petitioner is residing in rented premises. Counsel for the petitioner submits that the petitioner is not capable to pay such huge amount and requested to reduce the maintenance amount to Rs.20,000/- per month for each child.

3. The respondent No 1 present in person submits that she is supporting 04 minor children, who are all studying. She further submits that during subsistence of marriage elder son was getting education at Cadet College Petaro, but after dissolution of marriage, father got minor's admission terminated and thereafter, he is getting education in Karachi. She further submits that the petitioner is playing with the lives of the minors and not allowing them to lead a reasonable life. She further submits that the petitioner is drawing a handsome salary and he is capable to pay the maintenance allowance as imposed by the Courts below. She submits that two other suits and two criminal cases have been lodged against her and she is facing hardships at the hands of petitioner. She prays for dismissal of petition contending that the courts below after taking proper appraisal of evidence fixed the maintenance allowance.

4. Heard arguments and perused the material available on record. The controversy between the parties relates to maintenance of minors. The courts below after appraisal of evidence and looking at the financial and social status of Petitioner fixed a monthly maintenance of Rs.25,000/- for each child per month with 10% increment per year. The petitioner and respondent No 1 are parents of 04 children, who are minors and getting education. Under the law, it is obligation of the father to maintain his children by providing accommodation and fooding, clothing and education expenses. The Courts below fixed maintenance allowance keeping in view the financial, social and economic status of the father. There is no denial to the fact that the petitioner is a Government employee and earning a salary Rs.2,50,000/- per month and if the maintenance allowance imposed by the Courts below with cumulative effect turns to Rs.100,000/-, which is 40% of his per month earning, and appears to be very reasonable in the prevailing

conditions where fooding, clothing and education expenses are increasing on day to day basis.

5. For the foregoing, no illegality or infirmity has been pointed out in the concurrent findings of the Courts below. This petition fails, which is accordingly dismissed.

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JUDGE