

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)
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- 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.

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This petition has been directed against the concurrent findings of the fact 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 judgments dated 11.12.2025 and 13.02.2026 respectively. Whereby the suit of the respondent was decreed and maintenance allowance for the minors was fixed @ Rs.25,000/- per month for each child with an increment of 10% per year and the maintenance allowance Rs.10,000/- per month for respondent herself for the Iddat period. Counsel for the petitioner submits that learned Courts below has 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 his salary around Rs.2,50,000/-. He submits that the Flat owned by the petitioner is now in possession of the respondent and the petitioner is residing in rental premises. Counsel for the petitioner submits that the petitioner is not capable to pay such huge amount amount and request to reduce the maintenance amount to Rs.20,000/- per month for each child.

2. The respondent present in person submits that she is supporting the 04 minor children, who are all studying. She further submits that the petitioner during subsistence of marriage the elder son of the couple of was getting education at Cadet College Petaro, but after dissolution of marriage, father got minor 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 a criminal cases have been lodged against her and she is facing hardships at the hands of petitioner. She prays that the courts below after taking proper appraisal of evidence and fixed the maintenance allowance.

3. Heard arguments and perused the material available on record. The controversy between the parties with regard to maintenance of minors. The courts below after perusal of the record has fixed a monthly maintenance Rs.25,000/- for each child per month with 10% increment per year. The petitioner and respondents are parents of 04 children, who are minors and under the law. It is an obligation of the father to maintain his children by providing accommodation, fooding, clothing and education. The Courts below has fixed maintenance allowance keeping in view the financial and social and economic status of the father and 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 is imposed by the Courts below is coummulative amount, which comes to Rs.100,000/-, which is 40% of his income per month, which appears to be very reasonable in the prevailing conditions where the fooding, clothing and education expenses are increasing day to day basis.

4. No illegality or infirmity has been pointed out in the concurrent findings of the Courts below. This petition fails, which is accordingly dismissed.

JUDGE