

[Hindu Marriage Act](#), 1955, Section 24, 28A – Interim maintenance – Non payment of – Striking off of defence – Act empowers the matrimonial court to award maintenance pendente lite and also litigation expenses to a needy and indigent spouse so that the proceedings can be conducted without any hardship on his or her part – The proceedings under this Section are summary in nature and confers a substantial right on the applicant during the pendency of the proceedings – Where this amount is not paid to the applicant, then the very object and purpose of this provision stands defeated – No doubt, remedy of execution of decree or order passed by the matrimonial court is available under Section 28A of the Act, but the same would not be a bar to striking off the defence of the spouse who violates the interim order of maintenance and litigation expenses passed by the said Court.

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