

IN THE COURT OF PRINCIPAL JUDGE, FAMILY COURT,
GOPALGANJ

MAINTENANCE CASE NO. 281/2024 (C.I.S. No. 281/2024)

Khushboo Khatoon W/o-Md. Faiyaz Raza & D/o-Mansoor Alam
R/o-Village-Basopali Kothi, P.S.-Siwan, District-Siwan
At present- Village-Barkagaon, P.S.-Mirganj, District-Gopalganj
..... APPLICANT
VS.
Md. Faiyaz Raza S/o-Murtuza Ansari
R/o-Village-Basopali Kothi, P.S.-Siwan, District-Siwan
.....O.P.

Learned counsel for the applicant: Shri Uday Narayan Pandey
Learned counsel for the O.P.: Shri Sitanshu Shekhar Pandey

Present : *Dhirendra Bahadur Singh,*
Principal Judge, Family Court,
Gopalganj
Date of order - 18-02-2026

ORDER

18-02-2026

1. Applicant is present in the court along with learned counsel. Learned counsel for the O.P. is present. The O.P. is in abroad. Today case is fixed for order on the petition for interim maintenance dated 03-11-2025. Today both sides have been heard on the petition for interim maintenance.
2. Learned counsel for the applicant submitted that the present case has been filed on behalf applicant and her minor child. He also submitted that applicant is a lady who has been leading miserable life at her MAYAKA. He has submitted that the O.P. deserted the applicant since. He also submitted that applicant no.1 is unable to bear the cost of pairvi of the case. He also submitted that the O.P. works in abroad and his monthly income is Rs. 1,00,000/-. Lastly he submitted that there is urgent need to provide interim maintenance to the applicant and her child.
3. On the other hand learned counsel for the O.P. submitted that the O.P. has been living his life in a great hardship. He submitted that the petition filed by the applicant is not maintainable. He further submitted that the O.P. never ousted the

applicant from the matrimonial home. He submitted that the O.P. is ready to keep the applicant, but the applicant is not ready to live with the O.P. He submitted that the O.P. belongs to poor family and the O.P. is working as a labour in Saudi Arabia and he earns 29,000/- per month and his salary slip is also submitted. He also submitted that mother and father of the O.P. depend on O.P. Hence prayed to dismiss the petition for interim maintenance.

4. Having heard the submission of the parties and from perusal of case record, it is apparent that the present maintenance case has been filed on 21-11-2024 and the same has been admitted on 09-12-2024. The case proceeded ex-parte vide order dated 28-04-2025. On 03-06-2025 O.P. appeared and filed ex-parte recall petition and show cause. Ex-parte order has been recalled on 01-08-2025 at the cost of Rs. 5,000/-. It is the contention of the applicant that the O.P. ousted her from the matrimonial home. On the other hand it is the contention of the O.P. that the applicant left the matrimonial home on her own. It is the contention of the applicant that the O.P. works in abroad and his monthly income is Rs. 1,00,000/-. On the other hand it is the contention of the O.P. that O.P. is working as a labour in Saudi Arabia and he earns 29,000/- per month. However the husband is duty bound to maintain his wife.

5. Hence, without going into merit of this case, the O.P. is directed to pay interim maintenance allowance of Rs.3,000/- (Rs. three thousand) per month for the applicant Khushboo Khatoon. The O.P is directed to pay the amount of interim maintenance of Rs. 3,000/- (Rs. three thousand) of every preceding month by 10th day of the next month. The O.P. is directed to pay Rs. 3,000/- (Rs. three thousand) per month interim maintenance into the bank account of applicant Khushboo Khatoon.

Put up on 12-03-2026 for evidence of the applicant.

Dictated

P.J.

Date of order	
Date of reserving order	
Uploading date	
Uploaded by	