

-:Order below exhibit-04:-

1. This application has been filed by the applicant seeking interim maintenance from the opponent under Section 20 read with Section 23 of the Protection of Women from Domestic Violence Act, 2005. The opponent has filed a reply to the main application along with an Exhibit-4 application, marked as Exhibit-09.

2. The learned advocates for both parties were heard. The learned advocate for the applicant presented arguments in support of the application. Conversely, the learned advocate for the opponent submitted that, since the matter is currently at the stage of evidence for the applicant, the application should be dismissed.

3. The provisions of Section 23 are reproduced below:

"23. Power to grant interim and ex parte orders.—
(1) In any proceeding before him under this Act, the Magistrate may pass such interim order as he deems just and proper. (2)..." This provision stipulates that the court may pass an interim order for maintenance in appropriate cases.

4. Considering the material on record and the arguments advanced by both parties, it appears

that the applicant is entitled to interim maintenance, as she is unable to maintain herself. However, she is not entitled to the full amount claimed in the application without supporting evidence. Nonetheless, she is entitled to a portion of the claimed amount. Therefore, a prima facie amount of maintenance will be determined, which will be fair and judicious for both parties.

In view of the above, the application is partly allowed in the interest of justice.

5. Accordingly, I hereby pass the following order in the interest of justice

.-::Order ::-

1. The application for seeking interim maintenance is hereby partly **"Allowed"**

2. The opponent no-1 is hereby ordered to pay sum of 2500/- as monthly interim maintenance to the applicant from the date of original application.

3. The amount of interim maintenance paid by the opponent no-1 to the applicant shall be

set off against final amount of maintenance determined by the court.

Pronounce today in open court on August 22,
2025.

Place:- Bardoli.

Mohitumar Kirtikumar Shah

Date:22/08/2025

Principal Senior Civil Judge &

Addi Chief Judicial Magistrate

Bardoli-Surat

UID:- GJ01208