

ORDER ON IA No.I

The petitioner has filed this petition U/s.144 of B.N.S.S., and also filed application U/Sec.144(2) of B.N.S.S., seeking interim order of maintenance of Rs.10,000/- each per month against the respondent.

2. This Court has gone through the materials available on record.

3. It appears from the averments made in petition and other enclosures that the petitioner No.1 and the respondent are wife & husband. The petitioner No.2 is the son of petitioner No.1 and respondent. The petitioner No.1 has alleged that, the respondent has totally neglected the petitioners by not providing food, cloths, medicine and etc. Now the petitioners are residing separately. That the respondent is having grocery shop and getting income of Rs.50,000/- per month, is having F.D. of Rs.6,00,000/- in Bank of Baroda and also works as agent in transporting of fishes and from all these he is having yearly income of Rs.15-20 laksh/-. Hence, the respondent is having sufficient source of income to maintain the petitioners. But the petitioner No.1 has not furnished the details documents of income of the respondent.

4. Having regard to the object of interim application, interim orders may be passed. At this stage, it is not necessary to have

a roving enquiry in respect of the allegations made against the respondent. All the contentious issues are left open for the trial. Hence, this court proceed to pass the following;

ORDER

The respondent is hereby directed to pay monthly maintenance of Rs.8,000/- (Five thousand only) collectively per month to the petitioners from the date of this petition until further orders by this Court.

Issue notice and notice on interim orders to the respondent returnable by 15.01.2025.

02.12.2024

Civil Judge and JMFC, Kittur.