

Dated: 07.04.2022

Crl.Misc.No.189/2021

Order on Interim Application filed by the petitioner

U/Sec.23 of Domestic Violence Act, 2005

Heard learned counsel for the petitioner.

The present petition is filed U/sec.23 of Domestic Violence Act, 2005 and sought interim maintainance of Rs. Rs.25,000/- per month from the respondent No.1.

2. Alongwith this application, the petitioner No.1 has filed an affidavit and averred that the respondent No.1 has neglected the petitioners, that, the respondent No.1 has working in BMTC Hosakote Depo and also having immovable and movable properties and earning of Rs.70,000/- per month. It is further averred that the father of the petitioner has no financial capacity to lookafter the petitioners. It is further averred that the respondent used to torture the petitioner No.1, without any alternative the petitioner has come before this court.

3. In support of her case, the petitioner No.1 has produced photographs marriage invitation card, pay slip of

the respondent No.1 during the year of 2022, original school pay receipts of petitioner No.2. On perusal of the documents produced by the petitioner, it appears that the petitioner No.1 and respondent No.1 are the husband and wife. This court further observed that the petitioner No.1 needs to be looked into the petitioner No.2 and 3 who are minors. It should be noted that the petitioner No.1 has pleaded that the respondent No.1 has got of Rs.70,000/- per month. But, petitioner has not placed any records to that effect at this stage. Therefore, under these circumstances, this court feels that the petitioners are entitled for Rs.6,000/- per month as interim maintenance. Hence, the following:

ORDER

Respondent is hereby directed to pay Rs.6,000/- per month as interim maintenance to the petitioners from the date of petition.

Issue notice to respondent on main petition as well as on interim order.

Returnable by 18.05.2022

***Addl. Civil Judge & JMFC.,
Hosakote***