

KAHS600010852025



**IN THE COURT OF PRINCIPAL SENIOR CIVIL JUDGE
& J.M.F.C., CHANNARAYAPATNA**

PRESENT: ARUNA KUMARI A

B.A. (Law), L.L.B., L.L.M.,
**PRINCIPAL SENIOR CIVIL JUDGE
CHANNARAYAPATNA**

DATED ON THIS 26th DAY OF FEBRUARY 2026

Crl.Mis.No.108/2025

Petitioners : Sri.Eshwaraiah and another

V/s

Respondents : Smt.Padma and another

Parties to IA

Applicants : Sri.Eshwaraiah and another

V/s

Opponents : Smt.Padma and another

ORDER

The application is filed by petitioners under Section 144(2) of BNSS seeking interim maintenance of Rs.30,000/- per month to the petitioners.

2) In the affidavit it is stated that, the respondents are the daughter-in-law and son of petitioners. The respondents have neglected to maintain the petitioners. Hence, filed instant application for seeking interim maintenance of Rs.15,000/- each.

3) Objection is filed by respondents by submitting that, respondent No.1 does not come under purview of Sec.144(2) of BNSS. Hence, prayed to dismiss the application.

4) Heard the arguments.

5) The points that arise for my consideration are :

1. Whether is it just and necessary to grant interim maintenance to petitioners ?

2. What order?

6) My findings on the above points are as under:

Point No.1: Partly in Affirmative

Point No.2: As per final order,
for the following:

-.REASONS:-

7) **Point No.1:** The petition is filed under Sec.144(2) of BNSS by the petitioners against respondents. Petitioners being the parents of respondent No.2 and in-laws of respondent No.1 are claiming ad-interim maintenance of Rs.15,000/- each per month. But it is contended that, the petitioners have two

children one is the husband of respondent No.1 and respondent No.2 is another son. But the husband of respondent No.1 has committed suicide on 14.03.2025. During his lifetime there was partition on 29.04.2021. The petitioners have been given their share respectively. After demise of 1st son Jagadeesh the properties were mutated in the name of respondent No.1 as per pauthi varasu. Now the petitioners as such are having difficult to maintain themselves. Hence, this petition.

8) After the service of notice respondents are appeared before the court and filed objection. But it is relevant to note that, the respondent No.1 does not come under purview of Sec.144(2) of BNSS. The disclosure affidavits is furnished by petitioners. But in-laws cannot claim maintenance from their daughter-in-laws after the death of their son. But with regard to respondent No.2 petitioners are entitled for maintenance amount of Rs.5,000/- each per month from respondent No.2. Therefore, I answer **Point No.1 is Partly in Affirmative**.

9) **Point No.2:** In view of the discussion made while answering the above points, I proceed to pass the following:

ORDER

Application which is filed under Order 144(2) of BNSS is hereby partly allowed.

Petitioners are entitled for ad-interim monthly maintenance of

***Rs.5,000/- each from respondent No.2
from the date of petition till disposal
of the main petition.***

(Dictated to the stenographer directly on computer, typed by her, corrected and then pronounced by me in the open court on this 26th day of February 2026)

(ARUNA KUMARI A)

Prl.Senior Civil Judge and JMFC
Channarayapatna

