

MHJN010029062022



Order Below Exh.4
IN
PWDVA APPEAL No.08/2022
[Dwarkadas Kalebag & Anr. Vs. Dwarkabai Kalebag]

Present appeal is filed by the appellant who is the son of the respondent. The appeal arises out of the order dated 08/09/2022 below Exh.4 passed by Judicial Magistrate First Class, Court no.5, Jalna in D.V.Application no.78/2018, whereby the learned trial Court has granted interim maintenance of Rs.5,000/- to present respondent since the date of application i.e. 01/10/2018 till the date of order. The same is assailed before this Court. According to the present appellant, he has already making payment of maintenance of Rs.2,000/- to the respondent. He can add Rs.1,000/- more to the said and give Rs.3,000/- per month till the final hearing of this matter. It is prayed that the effect of the impugned aforesaid order be stayed. In the interest of justice, till the appearance of the respondent, the effect of the impugned order needs to be stayed with specific direction to the appellant to make payment of Rs.3,000/- per month as per the oral undertaking given on his behalf, subject to payment of Rs.3,000/- from the date of application i.e. from 01/10/2018 till date on or before 25th November, 2022, within two months from today. The effect of the impugned order is stayed.

ORDER

1. Order dated 08/09/2022 below Exh.4 in D.V.Application no.78/2018 passed by JMFC, Court no.5, Jalna is hereby stayed till the appearance of the respondent no.1.
2. The appellant is directed to pay Rs.3,000/- from the date of application i.e. from 01/10/2018 till date on or before 25th November, 2022, within two months from today.
3. Issue notice to Respondents.
4. Inform about this order to trial court.
5. Exh.4 in **PWDVA Appeal No.08/2022** stands disposed off

Date :- 03/11/2022

(A.D.Deo)
Addl. Sessions Judge,
Jalna.

Certificate

I affirm that the contents of this PDF file are word to word as per original order.

Name of Steno :- A.P. Deshmukh

Name of Court :- District Judge- 1 & Addl. Sessions Judge, Jalna.

Date :- 07/11/2022.

Sd/-
Stenographer Grade-1