

ORDER

This petition filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005 (the Act in short).

2. The petitioners have filed Interlocutory Application under Section 23(2) of PWDV Act praying for awarding interim maintenance at ₹.30,000/- per month till pending disposal of the petition.

3. The petitioners have filed affidavit in support of the application.

4. I have perused the petition averments and that of the Interlocutory Application, affidavit and documents.

5. The petitioners have contended that, her marriage with the respondent No.1 was solemnized as 10-02-2022 at Shree Daivagna Bhavana, Saimandir Road, Karwar as per the rites and rituals prevailing their Hindu community. It is further contended that, due to their wedlock they are blessed with baby girl by name Avika Vinod Waigankar who is the petitioner No.2 herein

and that, the respondent No.1 is working as leading Fireman in INS, Hansa, Vasco. That the parents of the petitioner No.1 had given 15 sovereign gold ornaments to the respondent No.1 during their marriage. That the respondent No.1 is sufficient means and having very good income as aforesaid and the petitioner no.1 is not working anywhere who is in need of money for her and for the livelihood of her daughter. It is further contended that, petitioners are totally neglected and deserted by the respondent No.1 and that the respondent Nos.2 to 6 have committed domestic violence against the petitioner No.1 and that the respondent No.1 had the habit of consuming alcohol and he used to make allegations against the petitioner No.1 by stating that, his life has spoiled due to his marriage with the petitioner No.1. That due to the cruelty of the respondents she is not mentally and physically able to work and has no income.

6. If the petition averments and that of in the affidavit and the documents were to be considered, it prima-facie appears that the respondent has committed an act of domestic

violence against the petitioner. It also appears that, there is likelihood that respondent may commit an act of domestic violence against the petitioner. Therefore, I pass an Interim order to the extent indicated below;

ORDER

Pending disposal of interim application filed under Section 125 of the Act, the respondent is restrained from committing or continuing any act of domestic violence against the petitioner, until further orders.

Pending disposal of the interim application, the respondent is also directed to pay a sum of ₹.6,000/- per month towards maintenance to the petitioners until further orders.

Issue notice to the respondents through RPAD if PF is paid.

Office is also directed to call for the Domestic Incident Report, if any from the service provider.

Call on 02-09-2024

Prl.Civil Judge & JMFC-II
Karwar