

Case called out.

**ORDER ON INTERIM
MAINTENANCE APPLICATION**

The petitioner has filed this petition U/Sec. 144 of BNSS. seeking maintenance from the respondents. In this petition, the petitioner has also filed interim application with a prayer to grant exparte interim maintenance of Rs.10,000/- per month to her from the respondents till final disposal of the main petition.

**2. The gist of the
application is as under:-**

In support of the application the petitioner filed affidavit stating that, the petitioner is the senior citizen and mother of the respondents.

3. Further stated that, respondents are her sons and they are without any reasonable cause neglected to maintain the petitioner. Upon these grounds it is prayed to grant exparte interim maintenance of

Rs.10,000/- per month as maintenance.

4. I have heard the argument and perused the materials on record. Section 144 of BNSS, provides for maintenance of wives, children and parents, where any persons having sufficient means neglects or refuses to maintain their mother unable to maintain herself. Further section 144 of BNSS is a measure of social justice and specially enacted to protect woman and children.

5. The respondents have neglected to maintain the petitioner without any justifiable reasons. The petitioner is unable to maintain herself and the respondents have not made any financial arrangement for the maintenance of petitioner.

6. In support of her application the petitioner has produced aadhar card.

7. In this case the petitioner has produced the document to show that the respondents are the sons of petitioner. The petitioner has shown

prima-facie material to accept the contention that, the respondents have neglected to maintain the petitioner. The filing of petition before this Court which itself shows that, the respondents have not paid any maintenance amount to the petitioner. It is the bounden duty of respondents to maintain the petitioner. However in this case the petitioner has claimed Rs.10,000/- as interim maintenance amount from respondent. But in order to show the income of respondents the petitioner has not produced any document before this Court. At this stage, this court is opined that petitioner is entitled interim maintenance of Rs.4,500/- from the respondents. Therefore, the petitioner has shown sufficient material at this stage to pass an interim order. In view of that, I proceed to pass the following:-

ORDER

The interim application filed by the petitioner U/Sec.144 of B.N.S.S., is hereby allowed in part.

The respondents are jointly and severally liable to pay sum of Rs. 4,500/-, per month to the petitioner from the date of application to till the disposal of this case.

Issue notice of ex-parte interim maintenance order and notice of main petition to respondents if PF paid.

Call on: 13-08-2026.

SD/-

**Prl. Civil Judge & J.M.F.C.,
Honnavar.**