

MHPU250018832025



Cri.M.A./350/2025
Suvidha Abhishek Lohot Vs. Abhishek Nanabhau Lohot

ORDER BELOW EXHIBIT NO.05
PASSED ON 06/01/2026

01. Perused the application and record. By way of instant application, the applicant prayed for grant of interim maintenance of Rs. 80,000/- per month. As per the applicant, she is legally wedded wife of the respondent. She has no source of income. The respondent has ill treated her. Therefore, she filed complaint against the respondent and his family at Narayangaon Police Station. Her father has become indebted due to the loan taken for her wedding. The applicant is suffering from a spinal disorder. She incurs significant expenses frequently due to her illness. Furthermore, she is unable to work because of her illness. Therefore, she has filed this application for interim maintenance. The respondent owns three flats. His mother, Jayshree Lohot, owns a shop in Mumbai where his parents run a hotel business. The respondent is a software engineer and earns a monthly salary of Rs.1,10,000/-. He also receives an annual income of Rs.6 to 8 lakhs from his flats and other sources. The respondent's monthly income is Rs.1,75,000. His parents receive a pension. Thus, the respondent has no dependents other than the applicant. The respondent is financially strong.

02. Despite being served with the notice, the respondent did not appear, and therefore, the application was proceeded with ex-parte against him as per the order dated 09/12/2025.

03. The applicant's lawyer, Mr. C. S. Dahale, argued that the applicant is the respondent's wife and he has subjected her to considerable harassment. She suffers from a spinal disorder and is constantly ill. The respondent works abroad and earns a salary of more than Rs.1 lakh. His family is wealthy. He has no other dependents besides the applicant. The applicant also has the right to live a high standard of living similar to the respondent. For this purpose, she needs to receive Rs.80,000/- per month as interim maintenance.

04. Perused the record. The applicant filed copy of Marriage Petition No.990/2020 pending before the Hon'ble Family Court, Pune. It is seen that, the petition has been filed by the respondent. So, the marriage of the parties is not disputed.

Whether the applicant's allegations are true or false will be determined after the completion of evidence. At this stage, it only needs to be considered whether the applicant is entitled to interim maintenance or not. The marriage between the applicant and the respondent is not disputed. The applicant has stated that the respondent has a large income and is financially strong. The respondent had the opportunity to deny this but has failed to do so. The applicant has submitted 7/12 extracts, which show that the respondent's father owns agricultural land. The applicant has stated that after the marriage, the respondent took her to the Maldives for

their honeymoon. The respondent has admitted this fact in Marriage Petition No. 990/2020. This prima facie indicates that he is financially sound. Since the respondent is the applicant's husband, he has the legal and moral responsibility to provide for her maintenance. Marriage Petition No. 990/2020 was filed in 2020. This means the applicant has been living separately for more than 5 years. There is nothing on record to show that the respondent has made any provision for her maintenance during this period. The applicant also has the right to live the same standard of life as the respondent. Therefore, the applicant is entitled to interim maintenance. However, the applicant has demanded interim maintenance of Rs. 80,000/- per month. The same demand has also been made in the main application. Whether the maintenance demanded in the original application can be granted or not, will be decided after the completion of evidence. The maintenance sought in the original application cannot be granted as interim maintenance. Therefore, considering the applicant's current needs and illness, it seems appropriate to grant her an interim maintenance allowance of Rs.15,000/- per month. Accordingly, the following order is being passed.

ORDER

- . The application is partly allowed.
- . The respondent is ordered to pay amount of Rs.15,000/- (Fifteen Thousand Rupees) per month for the applicant as interim maintenance from the date of filing of this application and till the disposal of the case.

- . If the applicant fails to file her affidavit of evidence within the period of Three months from the date of payment of first installment of the interim maintenance, this order to be suspended.

Junnar

Date: 06.01.2026

(Anant Himmatrao Bajad)
Judicial Magistrate First Class
Junnar