

Order below Exh. 19 in PWDVA No. 03/2023

(CNR No. MHRT080001772023)

This is an application under section 12 of the Protection of Women from Domestic Violence Act, 2005.

02. By the present application, respondent No. 01 has prayed for directing the applicant to produce her salary certificates/salary slips. It is contended that, the applicant is admittedly a working lady. She is now serving in a company. Thus, she be directed to produce the documents as sought.

03. Application is opposed on the ground that the applicant does not draw any salary. She is just being paid consultation fees. Thus, salary certificate cannot be produced, according to the applicant.

04. Heard learned advocate Smt. S. A. Gidye for the respondent No. 01 and learned advocate Smt. R. S. Mahajan for the applicant.

05. Pertinently, the applicant is claiming the relief of maintenance. Further, during oral arguments on the present application, learned advocate for the applicant has submitted that the applicant is serving on contractual basis. The applicant is being paid on the basis of hours of work she has done for a particular week, submitted the learned advocate for the applicant. Thus, salary certificate cannot be produced, according to the learned advocate.

06. The reply filed and oral submissions advanced, discloses that the applicant earns some amount. In the case of Rajnesh Vs. Neha, Hon'ble Supreme Court has been pleased to direct that the parties concerning the matrimonial proceedings involving the claim for

maintenance or monetary reliefs have to file their affidavits disclosing their assets and liabilities. Further, as per those directions, the parties are also bound to produce on record the copies of their account statements and relevant documents concerning their income.

07. Considering the aforesaid aspects, the applicant has to produce the relevant documents disclosing her income. Thus, the application is allowed in above terms.

Sd/-

Date- 24/01/2024

(B. D. Tare)
Judicial Magistrate, F.C.
Devrukh

- : C E R T I F I C A T E : -

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I affirm that the contents of this Pdf file are same words as per original file.

Name of Stenographer	:-	S. A. Bhale
Court Name	:-	The Court of Judicial Magistrate F.C., Devrukh
Date	:-	24.01.2024
order signed by PO.on	:-	24.01.2024
order uploaded on	:-	24.01.2024