



**ORDER BELOW EXHIBIT-39**

**01.** The defendants prayed for giving direction to the plaintiff for furnishing the Aadhar card and Election card of plaintiff No.3. They submitted that plaintiff No.3 by leaving the company of defendant No.1, started to reside with her paramour at Latur since year 1990. There is no husband and wife relationship between plaintiff No.3 and defendant No.1. Despite this, plaintiff No.3 is claiming the interim maintenance against defendant No.1. So to decide the application Exh.7, above mentioned documents are necessary. Hence, prayed accordingly.

**02.** The plaintiffs have strongly opposed the application. They submitted that the defendants have moved this application only to prolong the trial. He moved such kind of several applications and again moved this application only to kill the valuable time of this Court. Hence, prayed for rejection of the application with special costs of Rs.5,000/-.

**03.** Heard both parties. I have perused the plaint and written statement. The plaintiffs have moved two applications Exh.5 and Exh.7. Exh.5 is for temporary injunction application and Exh.7 is for interim maintenance application.

**04.** In interim maintenance application, plaintiff No.3 prayed for giving her the interim maintenance from defendant No.1. It is pleaded by the plaintiffs that plaintiff No.3 is the wife of defendant No.1 and defendant No.1 is evading to maintain her. On the other hand, the defendants have defended the suit on the ground that plaintiff No.3 left the company of defendant No.1 in the year 1990 and she started to reside with her paramour namely Dharmaraj Arjun Maske at Latur. All the documents of plaintiff No.3 are in the name of her so called second husband. But plaintiff No.3 intentionally avoiding to file those documents on record, if she would file those documents then the order of maintenance would be different.

**05.** I have considered the submissions advanced by both parties. There are serious allegations of the defendants against plaintiff No.3. Both parties have admitted that plaintiff No.1 and 2 are the sons of defendant No.1 however they denied that defendant No.1 has driven plaintiff No.3 out of matrimonial house. They contended that plaintiff No.3 is living with her second husband. Now record shows that plaintiff No.3 claiming interim maintenance against defendant No.1. If there would be the pleading of the defendants that plaintiff No.3 is living with another man as his wife, then in that situation, the plaintiff No.3 is not entitled for interim maintenance against defendant No.1. If she would not living with her paramour then she would entitle for interim maintenance on the basis of the circumstances arose in this case. To decide whether she is

deserted by defendant No.1 and she is living with plaintiff No.1 and 2 or whether she is living with her so called second husband namely Dharmaraj Maske, the document of Aadhar card and Election card is important in this case. These documents will be helpful to decide for interim maintenance application of plaintiff No.3. If she prepared the document of Election card and Aadhar card for getting the benefits of the Government scheme then those documents may be in her name followed the middle and last name of defendant No.1 or the middle and last name of her so called paramour. So these documents are important. Hence, it is directed to the plaintiffs to produce Aadhar card and Election card of plaintiff No.3 on or before next date. Failure to which, Exh.7 will be filed.

Barshi.  
Date : 10/02/2025.

**( S.B. Vijaykar )  
Jt. Civil Judge (J.D.), Barshi.**

**C E R T I F I C A T E**

I affirm that the contents of this PDF file Judgment/Order is same word to word as per the original Judgment / Order

|     |                                   |   |                                                        |
|-----|-----------------------------------|---|--------------------------------------------------------|
| (a) | Name of the Stenographer          | : | Shri.S.R. Barangule                                    |
| (b) | Court                             | : | Shri.S.B. Vijaykar,<br>Jt.C.J.J.D.&J.M.F.C.<br>Barshi. |
| (c) | Judgment /Order declared on       | : | 10/02/2025                                             |
| (d) | Judgment /Order signed by P.O. on | : | 10/02/2025                                             |
| (e) | Judgment /Order uploaded on       | : | 10/02/2025                                             |