

IN THE COURT OF PRINCIPAL JUDGE, FAMILY COURT,
WEST CHAMPARAN, BETTIAH
Maintenance Case No. 429/2023
C.I.S. No. 429/2023
(Sanju Devi Vs. Ranjit Sah)

Dt. 10.12.2025

ORDER

There is a petition dated 13.11.2024 filed on behalf of the petitioner for payment of *interim* maintenance in favour of the petitioner and her three children. The rejoinder was filed on behalf of Opposite Party on dated 13.11.2024.

During course of hearing, it is submitted by learned counsel appearing on behalf of petitioner that the opposite party does not maintain the petitioner and her three children. The petitioner has no source of income and is living in starvation condition. The opposite party is responsible to maintain the petitioner and her children. Due to non-fulfilment of dowry demand, the opposite party evicted the petitioner along with her children from his house after beating and after that, she is living at a rented room along with her children in pitiable condition by doing labour work. So, she needs interim maintenance amount for maintenance of herself and her children.

After filing of petition seeking maintenance from the opposite party, the court send to parties in this case to mediation centre for re-conciliation between them and efforts were made by this court to do re-conciliation between parties but all efforts have been failed.

On the other hand, the learned counsel appearing on behalf of opposite party submits before the court that the opposite party is maintaining his parents along with his one son and the petitioner is living freely at Bettiah. The petitioner is running food

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cart from which, she earns Rs. 20,000/- per month. She wants to live at Bettiah with her husband and to get separated from his parents. The life of the opposite party has become miserable as he is unable to take care of his parents or does not go out in search of work as a labourer.

Heard the submission made by learned counsels appeared on behalf of the petitioner and the opposite party. The court has also perused the affidavit submitted by both parties in the light of direction given by the Hon'ble Supreme Court in Criminal Appeal No. 730/2020. In the affidavit of petitioner, she has not mentioned the assets, liability and income of opposite party and she has only mentioned that her husband is literate. The opposite party has mentioned that he is a daily wages labourer in Punjab, from which, he earns Rs. 9000/- per month.

It is pertinent to mention here that the opposite party has admitted in his evidence that another son namely Shivam Kumar, aged about 8 years is residing with the opposite party, hence, no interim maintenance order is passed in his favour.

After going through the aforesaid submissions made by their respective learned counsels and particulars given in the affidavit as submitted by both sides apart from the fact that the husband of the petitioner is an able-bodied person and having an earning potentiality. Hence, in the interest of justice, the court thinks it proper to pass an order of Rs. 3000/- (rupees three

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thousand) per month as an *interim* maintenance in favour of the petitioner, Rs. 500/- (rupees five hundred) per month to her daughter namely Anjali Kumari till her marriage and Rs. 500/- (rupees five hundred) per month to her son namely Satyam till he attains his majority. It is directed that the opposite party has to pay the total amount i.e. Rs. 4000/-(rupees four thousand only) per month as an *interim* maintenance to the petitioner from the date of filing of the petition for *interim* maintenance i.e. from dated 13.11.2024.

Put up on 22.01.2026 for evidence of opposite party.

(Dictated)

Principal judge, Family Court,
West Champaran, Bettiah
10.12.2025