

Cr. Appl. No. 09 / 2025
Reg. No. 09 / 2025

Order No. 03 dtd. 12.11.2025

Today is fixed for admission hearing.

This is an appeal u/s. 29 of DV Act filed by the appellant Riya Ghosh challenging the order of interim maintenance dtd. 10.04.2025 passed by Ld JM 3rd Court, Bishnupur in connection with Misc. Case No. 72 / 45 / 2024 (Reg. 06 / 24).

There is another petition u/s. 5 of Limitation Act for condonation of delay of 06 days. The petition u/s. 5 of Limitation Act is taken up for consideration. The Ld. Advocate for the appellant submitted that due to the miscommunication with her Ld. Advocate the appeal could not be filed in the time. Considering the reason of delay, I think the delay in filing the present appeal should be condoned. Accordingly, the petition u/s. 5 of Limitation Act is allowed. The delay of 06 days in filing the present appeal is condoned.

Heard Ld. Advocate for the Appellant who submitted that the Ld. Trial judge committed error in passing the order of interim maintenance at very meager one with effect from the date of the order. According to the appellant the said amount is too little.

I have heard the Ld. Advocate for the appellant and have also gone through the certified copy of the impugned order and I find there are arguable grounds in favour of the appellant. Accordingly, the appeal is admitted.

Call for the TCR from the concerned court. Issue notice upon the respondents. The appellant is directed to file the requisites at once.

Fix – 13.01.2026 for TCR and SR.

Let a copy of the order be sent to Ld. J.M. 3rd Court, Bishnupur for information and necessary action.

D/C by me

Addl. Sessions Judge,
Bishnupur, Bankura

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