

Criminal Appeal No.104 of 2025  
CNR No. WBHW0100 5059 2025  
Present: Abhijit Som  
Sessions Judge, Howrah  
J.O. Code – WB01127

**Later:** dated 24.09.2025

Ld. Advocate for the appellant moves an application for stay of operation of the impugned order.

Ld. P.P. in charge Sri Ashok Saha is present.

It appears from the impugned order that the appellant is directed to pay an amount of Rs.7,000/- per month each to the aggrieved person/wife and the minor son of the appellant.

It is submitted before this court that the appellant is a junior Advocate in profession and he has been practicing in a sub-divisional Court. Accordingly, it is submitted that the appellant is quite unable to pay the amount adjudged by the Ld. Magistrate. Therefore, the appellant has prayed for an order of stay of the impugned order.

The appellant, being the able bodied husband, is to maintain his wife and their minor child who is living with his mother. So, no such blanket order of stay may be passed. However, considering the submission of Ld. Advocate of the appellant and on perusal of the impugned order, this court is of the view that the order impugned may be stayed for a limited period till 09.01.2026 on condition of payment of Rs.10,000/- per month in stead of Rs.14,000/- per month to the respondent No.1/wife as interim monetary relief for the minor and the aggrieved person. The appellant is directed to make payment by money order post or in the bank account of the aggrieved person, if it is shared by her. In case of non payment, the stay granted by this court will be deemed vacated.

To date (09.01.2026).

Let a copy of this order be sent to the Court of Ld. J.M., 1<sup>st</sup> Court, Howrah for information.

Dictated & corrected by me

S. J.

Sessions Judge, Howrah