

**Present:- Kumkum Chattopadhyay**

**Mat-357 od 2021**

Order no. 21

Dated:24.09.2025

Today is fixed for hearing the petition dt. 04.07.2025.

Both parties file haziras.

Heard Ld. Advocates for both sides.

Perused the petition as well as the written objection.

On perusal of the petition it appears that respondent / wife has prayed for stay of operation of all further proceedings of this suit till the disposal of the final hearing of the Misc Case. It also appears from the case record that an application u/s 9 of Hindu Marriage Act, 1955 has been filed by the respondent / wife against her husband.

Ld. Advocate for the petitioner / husband raised objection.

It is settled principle that an application for alimony pendente lite is required to be adjudicated upon forthwith as soon as it to be filed keeping aside the main matter of adjudication.

However, this case is filed by the husband / petitioner for restitution of conjugal life u/s 9 of Hindu Marriage Act, 1955 and the wife / petitioner has filed an application u/s 24 of Hindu Marriage Act, 1955 praying for passing an order for an alimony pendente lite for a sum of Rs. 30,000/- per month for the petitioner / wife and her one son and one daughter and Rs. 50,000/- for litigation costs from the date of filing of this suit.

However, in view of this, prayer for stay the matrimonial proceeding being Matrimonial Suit no. 357 of 2021 till finality of the application u/s 24 of Hindu Marriage Act being Misc Case no.476 of 2023 is allowed.

Let the proceeding of matrimonial suit no. 357 of 2021 be stayed till the disposal of Misc Case being no. 476 of 2023.

To **21.01.2026** further order.

D/C by me

A.D.J.

Addl. District Judge  
3<sup>rd</sup> Court, Alipore, South 24 Parganas  
JO- WB000742

