

M-17/2024
Regd No.-17/2024

JO Code: WB01068

Order dated: 30.01.2026

Today is fixed for passing order.

Both parties are present by filing hazira.

The application for interim maintenance is taken up for passing order.

Perused the petition, the WO and other materials on record and documents filed by the parties.

It appears from the record that the petitioner filed her petition claiming maintenance for herself and her three children.

During hearing ld advocate for the OP submitted that the petitioner has got second marriage with another person and she has also filed a case u/s. 498A IPC against her in laws of second marriage. The OP has filed some documents with firisti including a copy of Aadhar Card of the petitioner from where it appears that her husband's name is Samir Jana. Petitioner has not challenged those documents.

It appears to me that the marriage and paternity of children are admitted. However it is alleged by the OP that petitioner has been living in adultery with her second husband and some documents are also filed. So it is not clear as to whether the children are also living with the petitioner or not.

Considering the facts and circumstance and the documents filed by the OP I am not inclined to pass any interim order without taking evidence.

Hence, the interim maintenance petition is hereby rejected.

To 13.03.2026 for evidence.

D/C by me

Sd/-

ACJM-cum-CJSD, Kakdwip

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