

GAHC010013102026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Crl.Pet./185/2026

SRI PANKAJ DAS
SON OF SRI PRADIP DAS, RESIDENT OF CHANDRAPUR BAGICHA, NEAR
GOBARDHAN BRIDGE, P.O.CHANDRAPUR, P.S. PRAGJYOTISHPUR,
GUWAHATI, DISTRICT- KAMRUPM, ASSAM. PIN-781150

VERSUS

SMTI SUMAN PAUL
WIFE OF SRI PANKAJ DAS, RESIDENT OF NO. 2, OUGHULI, PATHARKUARY,
OPPOSITE NARENGI ANCHALIK COLLEGE, P.O. NARENGI, P.S. NOONMATI,
GUWAHATI, PIN- 781026, DISTRICT- KAMRUP(M), ASSAM.

Advocate for the Petitioner : MR. A ROY, MR. U. DUTTA

Advocate for the Respondent : ,

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA

O R D E R

Date : 25.02.2026.

Heard Mr. A. Roy, learned counsel for the petitioner.

This is an application under Section 528 of the BNSS, 2023 read with Section 19(4) of the Family Courts Act, 1984, challenging the order dated 28.05.2025,

passed by the Court of learned Principal Judge, Family Court No.3, Kamrup (M) at Guwahati in F.C. (Crl.) Case No.422/2023.

Issue notice to the sole respondent No.1, returnable in four (4) weeks.

Petitioner to take steps for service of notice upon the sole respondent through speed post as well as through usual process within 3 (three) working days from today.

Also call for the scanned copy of the Trial Court Record.

It is submitted by Mr. Roy, the learned counsel for the petitioner that the learned Principal Judge, Family Court No.3, Kamrup (M) at Guwahati had passed the order directing the present petitioner to pay Rs.9,000/- per month towards the maintenance of his child without considering the assets and liabilities which have been filed by the parties.

From the assets and liabilities filed by the respondent herself it reveals that she is also earning Rs.50,000/- per month and that apart, she has also shown the expenses towards her child as Rs.7,000/- per month. However, the petitioner is ready to pay the interim maintenance to his child but as he is only earning Rs.10,000/- per month, it is not at all possible on his part to pay Rs.9,000/- per month towards the maintenance of his child. Accordingly, he prays for stay of the order dated 28.05.2025, passed by the Court of learned Principal Judge, Family Court No.3, Kamrup (M) at Guwahati in F.C. (Crl.) Case No.422/2023.

Considering the prayer made by the learned counsel for the petitioner, the petitioner is directed to pay maintenance @ Rs.6,000/- per month, till the

disposal of the present criminal revision petition.

List the matter after four (4) weeks, as on a date to be fixed by the Registry.

JUDGE

Comparing Assistant