

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION NO. 309 of 2022**

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JYOTIBEN PINKESH JAIN
Versus
STATE OF GUJARAT

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Appearance:

MS KHUSHBU P VYAS(7040) for the Applicant(s) No. 1,2

for the Respondent(s) No. 2

MS MH BHATT, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE B.N. KARIA

Date : 11/04/2022

ORAL ORDER

By preferring present application, applicants have requested to enhance the amount of maintenance to the applicants and quash and set aside the judgment dated 19.01.2022 passed by the learned Family Court, Vadodara in Criminal Misc. Application No. 748 of 2017.

Heard learned advocate for the applicants.

It was submitted by learned advocate for the applicants that the respondent is the owner of the shop named “Jain Cycle Mart” and keeping the small and big cycles of the every branded company. That, the present respondent also keeping walker for children and spare parts of the cycles and also doing the repairing work. That, the shop of the respondent is very famous in the area and earns around Rs. 30,000/- to Rs.

40,000/- per month and evidence regarding it produced before the court which was ignored by the court. That, the present respondent lives lavish life and the price of everything is increasing day by day so this is not sufficient amount for applicant wife to maintain herself and the son. That, the food of the child, shelter, educational, medical expenses, clothing expenses requires to be considered by the Family Court. That, the wife not educated to work and this factor also ignored by the Family Court. That, there is a question of survival for the wife and son, this factor has been totally ignored by the learned Family Court.

Notice. Learned APP waives service of notice for and on behalf of the respondent no.1-State.

K. S. DARJI

(B.N. KARIA, J)