



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

903 CRIMINAL WRIT PETITION NO. 622 OF 2026

PINKESHWAR CHANDRABHAN FASATE
VERSUS
APARNA ASHOK LEKURWALE AND ANOTHER

...
Mr. Kshitij H. Surve, Advocate for the Petitioner

CORAM : R. M. JOSHI, J.

DATED : 9th JUNE, 2026

P. C. :-

1. Heard.

2. Learned Advocate for the petitioner submits that respondent No.1, i.e. the ex-wife of the petitioner, has filed an application under Section 125 of the Cr.P.C. seeking maintenance for herself as well as her daughter. It is his contention that the respondent had sought a sum of Rs.15,000/- per month towards maintenance before the trial Court. According to him, despite such limited claim, the trial Court directed payment of a consolidated amount of Rs.20,000/-, i.e. Rs.10,000/- each to the respondents. This order was taken exception by filing revision.

3. According to him, though the Revisional Court has considered the case law cited, it has failed to apply the same appropriately. It is his submission that, for the purpose of directing payment of amount of

maintenance, the Court is required to take into consideration the income of the husband and proportionately order could be passed. According to him, the income of petitioner has not been considered and no reasons are recorded for enhancement of the maintenance amount from Rs.10,000/- to Rs.15,000/-. He, therefore, seeks ad-interim relief in terms of prayer clause 'C'.

4. *Prima facie* on perusal of the record this Court finds substance in the contention of the learned Advocate for the petitioner. There is a statement made in the petition with regard to the payment of amounts made by the petitioner to the respondents is for the period from September, 2023 to March, 2026 to the extent of Rs.2,40,000/-. The said statement is accepted.

5. Having regard to the afore stated facts, till the next date of hearing, there shall be ad-interim relief in terms of prayer clause 'C'.

6. Issue notice to the respondents, returnable on 3rd July, 2026.

(R. M. JOSHI, J.)

ssp