



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No. 341 of 2026

Hara Prasad Bhoi

.....

Petitioner

Mr. P.K. Mohanty, Advocate

-versus-

Smt. Puspanjali Behera

.....

Opposite Party

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

24.03.2026

CRLMP No. 341 of 2026 & I.A. No. 64 of 2024

Order No.

02.

(Through hybrid mode)

1. This CRLMP has been filed challenging the order dated 01.12.2025 passed by the learned Judge, Family Court, Sambalpur in C.M.C. No. 20 of 2025 directing for payment of Rs.7,000/- per month towards interim maintenance from the date of filing of the petition i.e. from 14.11.2025.
2. The date chart and synopsis filed by learned counsel for the Petitioner is taken on record. It shall be scanned and incorporated in the digital record.
3. Mr. P.K. Mohanty, learned counsel for the Petitioner-husband submits that the Opposite Party-wife has barely stayed for one month only in the matrimonial house and thereafter left. All efforts of the Petitioner to bring her back has failed and he has also filed an application under Section 9 of the Hindu Marriage Act i.e. C.P. Case



No. 76 of 2025 in the Court of the learned Judge, Family Court, Jharsuguda. He also submits that he is willing to take back the Opposite Party-wife but in the proceeding under Section 9 of the Hindu Marriage Act, after entering appearance in the case, neither she or her counsel has appeared in the case for which steps for conciliation could not be taken up. He fairly admits that no amount has been paid towards interim maintenance. He also submits that if the Opposite Party appears in the case, there is a chance of settlement of the matter as because if the Opposite Party is not willing to return to the house of the Petitioner, the matter can be settled so that the parties can start their lives afresh separately.

4. Perusal of the petition filed under Section 125 of Cr.P.C. reveals that the Opposite Party has stated that after she left her matrimonial house on 15.01.2023 on being unable to tolerate the suffering and torture by the Petitioner and his family members, the Petitioner never contacted her to take her back to the house and has not paid a single pie to her towards her maintenance and presently she is looking after her family members as they are maintaining her. But her father may not be able to maintain her for a long time for which she has filed a proceeding under Section 125 of the Cr.P.C.



5. Issue notice to the Opposite Party in the CRLMP as well as in the I.A. The notice shall be made returnable within four weeks.
6. Requisites for issuance of notice to the Opposite Party through Speed Post with A.D shall be filed by 26.03.2026.
7. Considering the submission of the learned counsel for the Petitioner, impugned order shall remain stayed subject to deposit of an amount of Rs.12,000/- (Rupees Twelve Thousands only) by learned counsel for the Petitioner in the learned court below within two weeks, without prejudice to his rights and contentions in the CRLMP or the CMC. The said amount shall be released in favour of the Opposite Party-wife.
8. List the CRLMP on 12.05.2026 along with postal tracking report. On the next date, efforts for settlement of the matter/ sending the matter for mediation shall be considered.
9. Urgent certified copy of this order be granted on proper application.

(Savitri Ratho)
Judge

puspa