



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.7665 of 2026

Pranatee Behera ***Petitioner***

Mr. Sujit Lal, Advocate

-versus-

Sankarsan Behera ***Opp. Party***

**CORAM:
JUSTICE MRUGANKA SEKHAR SAHOO**

ORDER
25.03.2026
(Hybrid Mode)

Order No.
01.

1. The petitioner-wife in the marriage is before this Court seeking enhancement of quantum of the monthly maintenance awarded by the learned Judge, Family Court, Cuttack by order dated 13.02.2026 in I.A. No.38 of 2025.

2. The I.A. is arising out of C.P. No.938 of 2024 pending before the learned Judge, Family Court, Cuttack.

The C.P. has been transferred to the Court at Cuttack from the Court at Kamakhyanagar filed by the husband in the marriage under section 13(1)(i-a) of the Hindu Marriage Act seeking decree of divorce. Before the learned Judge, Family Court, Cuttack, an application under section 9 of the Hindu Marriage Act



seeking restitution of conjugal rights has been filed, i.e. C.P. No.734 of 2023, pending adjudication.

3. In the petition filed under section 24 of the Hindu Marriage Act seeking maintenance pendente lite for the wife in the marriage and two minor children staying with her Rs.30,000/- (rupees thirty thousand only) was prayed for per month and Rs.35,000/- (rupees thirty five thousand only) was sought for as litigation expenses.

It is submitted by the learned counsel for the petitioner that the amount is grossly inadequate. He refers to the affidavits filed by the petitioner-wife in the marriage and the opp. party-husband giving details of assets and liabilities in terms of **Rajnesh v. Neha: AIR 2021 SC 569: (2021) 2 SCC 324.**

4. Issue notice along with this order.

Requisites for issuance of notice by Speed Post with registration and proof of delivery shall be filed within five working days.

Notice shall be issued to both the addresses as given in the writ application by the petitioner as it is submitted by the learned counsel for the petitioner that it would be appropriate for service of notice at both the address.

Two sets of requisites be filed.

5. List after SR.

Liberty to mention.



6. It is further directed that the petitioner shall continue to receive the amount directed by the learned Judge, Family Court, Cuttack without prejudice to her rights and contentions in the present application.

(Mruganka Sekhar Sahoo)
Judge

Rajesh