



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No. 120 of 2026

Supravat Mallik

....

Petitioner

Ms. Mitalee Jesthi, Advocate

-versus-

Smt. Aiswarya Bharati

....

Opp. Party

Mr. Tathagata Sahoo, Advocate

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

12.02.2026

Order No.

(Through hybrid Mode)

01. 1. This CRLMP has been filed challenging the order dated 24.10.2025 passed in Cr.P. No. 254 of 2023 by the learned Judge, family Court-II, Bhubaneswar allowing the application for interim maintenance dated 01.07.2024 filed by the Opposite Party and directing the Petitioner to pay Rs.18000/- per month to the Opposite Party as interim maintenance from the date of application i.e. 01.07.2024 till disposal of the case. The Petitioner has been further directed to pay the current interim maintenance dues to the Opposite Party within 10th day of each succeeding month and all the arrear interim maintenance dues within one month of the order.
2. Waiving notice Mr. Lingaraj Mohanty, learned counsel and associates have entered appearance on behalf of the Opposite Party. Mr. Tathagata Sahoo, learned counsel is present on behalf of the Opposite Party. He submits that the copy of the CRLMP



along with I.A. has been served on him and he needs two weeks time to file a reply affidavit.

3. List this case on 09.03.2026.
4. Counter affidavit/objection, if any, shall be filed by 23.02.2026 after serving copy on learned counsel for the Petitioner.

I.A. No. 18 of 2026

5. Ms. Mitalee Jesthi, learned counsel for the Petitioner submits that the Opposite Party is a MBA graduate and they do not have any children, so she is capable of earning and maintaining herself. She also submits that the Petitioner's take home pay at present is Rs.72,000/- and he has to look after his aged grand-father as well as his mother and the amount of interim maintenance being high, it is difficult for him to pay the arrear interim maintenance within one month along with the current interim maintenance each month. She submits that as on date the arrear amounts to Rs.3,42,000/-, the Petitioner is willing to Rs.1,50,000/- of the said amount before the learned trial Court and the payment of balance amount may be stayed till the next date.

6. Mr. Tathagata Sahoo, learned counsel for the Opposite Party objects to such submission stating that the Petitioner needs money for her day to day existence as she is dependent on her father for her monthly expenses, so the Petitioner should be directed to put her the amount of interim maintenance as awarded every month.



7. Issue notice as above.
8. Accept one set of process fee.
9. Considering the submissions of the learned counsel, operation of the order dated 24.10.2025 passed in Cr.P. No. 254 of 2023 by the learned Judge, family Court-II, Bhubaneswar is stayed subject to payment of Rs.15,000/- per month to the Opposite Party within the first week of each month till disposal of the CRLMP. This payment shall be without prejudice to the contentions of either of the party.
10. Urgent certified copy of this order be granted on proper application.

(Savitri Ratho)
Judge

Sukanta