

26.09.2025
Court No.9.

Item.3
sg

CRR 3141 of 2025

In the matter of: **Md. Shabbar**

.... Petitioner.

Mr. Dipanjan Chatterjee
Ms. Shaila Afrin

... for the petitioner.

1. Learned advocate for the petitioner is present.
2. Heard learned advocate for the petitioner. This application is directed against the judgement and order dated 15th Day of May, 2025 passed by the learned Principal Judge, Family Court, Calcutta in Miscellaneous Case No. 01 of 2021.
3. The petitioner is aggrieved by the quantum of maintenance and has come up with the instant application. Learned advocate for the petitioner submits that the learned Magistrate without considering the total income of the petitioner has committed error in awarding maintenance of rupees nine thousand (Rs. 9,000/-).
4. Upon hearing the learned advocate for the petitioner and considering the order passed by the learned Family Court that this Court is of the view that this application should be admitted. Thus I admit this application.

5. Let notice be issued upon the opposite parties within one week and affidavit of service be filed on the re-opening date.
6. Let this matter appear two weeks after the vacation.
7. Pending hearing of the application there shall be stay of the operation of the judgement and order dated 15th May, 2025 passed in Miscellaneous Case No. 01 of 2021 for a period of four weeks from the date of reopening after vacation.
8. This interim order is subject to the condition that the petitioner/husband shall go on paying to the opposite party Rs. 4,500/- for the minor child of the party and Rs. 3,000/- per month for the opposite party/wife. Such payment shall be made within 10th day of the succeeding month.
9. Let this matter appear two weeks after vacation.
10. Urgent Photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all formalities.

(Biswaroop Chowdhury, J.)