

CRR 4663 of 2025

**Sarbani Mondal
Vs.
Jayanta Mondal & Anr.**

Mr. Soumik Ganguli,
Ms. Priti Burman.

...for the petitioner

The petitioner/wife is aggrieved with the order dated 16th July, 2025 passed in Miscellaneous Criminal Case No. 219 of 2023 by which the Court below has granted maintenance of Rs.9,000/- to the petitioner/wife and Rs.9,000/- to her minor son, which according to the petitioner is not in conformity either to the income of the opposite party or in terms of the prayer made by the petitioner before the Court below.

It is further submitted on behalf of the petitioner that the petitioner filed pay slip of her husband from April, 2023 to April, 2025 and his last pay slip discloses that his net income is Rs.1,13,341/-.

However, in his affidavit of assets and liabilities he has stated that his monthly income is only Rs.65,000/-.

Being swayed by the aforesaid declaration made by the opposite party, the Court below had granted the meager amount of maintenance, which is not sustainable in the eye of law.

Having heard the learned counsel for the petitioner, the application is admitted.

The petitioner is directed to serve a copy of application upon the opposite party no. 1 through Speed Post intimating the next date of hearing and file affidavit-of-service on the returnable date.

Let the matter appear under the heading "Listed Motion" on 6th May, 2026.

(Dr. Ajoy Kumar Mukherjee, J.)