zITEM NO.44 COURT NO.12 SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).28184/2008

(From the judgement and order dated 11/08/2008 in FCA No. 140/2005 & CA No. 234/2008 of The HIGH COURT OF BOMBAY)

KASHINATH NAMDEV PATIL Petitioner(s)

VERSUS

MEENAKSHI KASHINATH PATIL Respondent(s)

(With prayer for interim relief and office report)

Date: 14/12/2009 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. Ajit S. Bhasme, Adv.
Mr. Brajesh Pandey, Adav.

For Respondent(s) Mrs.K. Sarada Devi,Adv.

UPON hearing counsel the Court made the following

O R D E R

Having heard learned counsel for the parties and peruse the records, we are satisfied that this is not a fit case for exercise of jurisdiction by this Court under Article 136 of the Constitution.

Undisputedly, special leave petition No.1365/2006 filed by the petitioner against order dated 19.12.2005 passed by the High Court in FCA No.140/2005 whereby the maintenance payable to the respondent was enhanced from Rs.3,000/- (rupees three thousand) to Rs.10,000/- (rupees ten thousand) per month, was dismissed on 18.2.2008. Therefore, there is no warrant or justification to reduce the amount of maintenance payable to the respondent by entertaining the petitioner's challenge to the impugned order.

..2/-

With the above observation, the special leave petition is dismissed.

(Neetu Khajuria)
Sr. P.A.

(Mithlesh Gupta)
Court Master