

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.18374 of 2010

=====

1. Ishteyak Khan S/O Late Bakshis Ahmad Of Vill.- Majghaulia, P.S.- Majghaulia,
Distt.- West Champaran

.... Petitioner/s

Versus

1. Isharat Khatoon D/O Sahimuddin Khan @ Bhola Khan Of Vill.- Nakardei, P.S.-
Sugauli, Distt.- East Champaran

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Sangeet Deokuliar

For the Respondent/s : Mr.

=====

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 21-07-2015

Respondent is the wife and that too a legally wedded wife. There are three children, who are born out of the wedlock. If the court below of Principal Judge, East Champaran, Motihari has granted maintenance at the rate of Rs.3200/- per month looking at the cost of living and the inflation, the minimum of such a direction has been issued. In fact, the Court was inclined to enhance the amount so fixed. However, on an earnest request made by the counsel for the petitioner with a clear understanding that this amount will be paid as well as arrears will also be paid, the Court does not enhance the amount of maintenance. So long as the marriage does not get annulled the obligation to pay the maintenance remains upon the shoulder of the present petitioner.

Writ application has not merit. It is dismissed.

(Ajay Kumar Tripathi, J)

