

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

Criminal Revision No. 279 OF 2015

Shivprasad @ Mahesh Kumar Sahu, aged about 73 years, son of Guha Ram Sahu, resident of Village Biranpur, Post Devpur, Tehsil Nagri, Civil and Revenue District Dhamtari, Chhattisgarh.

---Applicant

Versus

Aaso Bai Sahu, aged about 65 Years, wife of Shivprasad @ Mahesh Kumar Sahu, resident of Village Biranpur, Post Devpur, Tehsil Nagri, Civil and Revenue District Dhamtari, Chhattisgarh.

----Non-applicant

For Applicant	:	Mr. P.P. Sahu, Advocate
For Non-applicant	:	Mr. D.N. Prajapati, Advocate

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

16/07/2015

1. With the consent of learned counsel for the parties, the matter is finally heard.
2. In a maintenance proceeding under Section 125 of the Cr.P.C. Initiated by non-applicant herein, Family Court after full fledged trial finding relationship of the husband & wife established; the non-applicant herein residing separately on account of sufficient cause; further finding that she is unable to maintain herself; applicant getting pension of Rs.11,000/- per month and having agricultural land, granted Rs. 1,000/- per month to the non-applicant herein, which is sought to be challenged.
3. Having heard learned counsel appearing for the parties and since the relationship husband and wife between parties is established; applicant is

admittedly getting pension monthly Rs.11,000/-; having agricultural land and non-applicant is aged woman having unable to maintain herself, the Family Court has rightly granted maintenance of Rs.1,000/- per month to the non-applicant, I do not consider to be a fit case for interfering the amount of maintenance granted by the Family Court.

4. Accordingly, criminal revision is dismissed.

Sd/-
(Sanjay K. Agrawal)
JUDGE

Tiwari