



IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT

BILASPUR (C.G.)

Criminal Revision No. 227 of 2015

APPLICANT

: Ramendra Masulkar S/o Devdas Masulkar, aged about 30 years, caste Mahar resident of village Pathar Bada, Police Station and Tehsil Katgi, District Balaghat Civil & Revenue District-Balaghat (C.G.) (M.P.)
(Non-applicant) 22

VERSUS

NON-APPLICANTS

- : 1. Smt. Shweta Masulkar wife of Ramendra Masulkar, aged about 28 years,
2. Kumari Aarju daughter of Ramendra Masulkar aged about 05 years,

Non-applicants no. 2 is minor through legal guardian mother Smt. Smt. Shweta Masulkar , Non-applicants are resident of through Father G. Pratap Humnekar , Near Bandha Talab Beldar Para Ward No. 36, Tehsil and district Durg , Civil & Revenue District-Durg (C.G.)

P.A. No. 5806/15
Presented by Shri Avinash Chandra Sahu
dated 18.3.15

REVISION UNDER SECTION 19 (4) OF FAMILY COURTS ACT

READ WITH SECTION 397 & 401 OF CRIMINAL

PROCEDURE CODE 1973

Being aggrieved by the order dated 03.01.2015, passed by learned Principal Judge, Family Court, Durg (C.G.), in M.J.C. No. 75/2014, (**ANNEXURE A/1**), whereby the interim application of the non-applicants has been allowed and the applicant has been directed to pay Rs. 600/- per month to Non-applicant no. 1 and 500/- to Non-applicant no.2, as interim maintenance, hence this revision on the following facts and grounds :-

[Signature]



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HIGH COURT OF CHHATTISGARH

SB: Hon'ble Shri Justice Manindra Mohan Shrivastava

Criminal Revision No.227 of 2015

Applicant

Ramendra Masulkar

versus

Non-Applicants

Smt. Shweta Masulkar
and another

Revision under Section 19(4) of the Family Courts Act
read with Sections 397 and 401 of the Code of Criminal
Procedure, 1973

Appearance:

Shri A.C.Sahu, counsel for the applicant.

ORAL ORDER

(Passed on 23rd March, 2015)

- (1) Heard on admission.
- (2) The impugned order by which interim maintenance has been awarded to the wife and minor daughter has been challenged on the ground that the wife is not entitled to such order as she is living separately without any sufficient cause.
- (3) The purpose behind granting interim maintenance is to ensure that during pendency of the application, the wife and children are not subjected to vagrancy and starvation.
- (4) As the marriage is not disputed, award of



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interim maintenance to the wife and minor daughter is neither illegal nor exorbitant. Therefore, the revision is dismissed.

Sd/-
M.M. Shrivastava
Judge

Gopal