

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CIVIL MISCELLANEOUS JURISDICTION No.38 of 2016**

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Santosh Kumar Mishra @ Santosh Mishra

.... .... Appellant/s

Versus

Smt. Puja Mishra

.... .... Respondent/s

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**Appearance :**

For the Appellant/s : Mr. Pankaj Kumar Jha

For the Respondent/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR**  
**SAHOO**  
**ORAL ORDER**

2      01-08-2016                      Heard learned counsel Mr. Pankaj Kumar Jha for the  
petitioner.

Perused the impugned order dated 04.12.2015 passed  
by learned Principal Judge, Family Court, Madhubani in  
Matrimonial Case No.150 of 2014 whereby the learned court  
below directed the husband petitioner to pay Rs.5,000/- per month  
as maintenance under Section 24 of the Hindu Marriage Act and to  
pay Rs.5,000/- as lump sum litigation cost.

From perusal of the impugned order, it appears that an  
allegation of the wife that the petitioner has kept a lady and his  
monthly income has not been specifically denied by the husband.  
It further appears from perusal of the rejoinder to the application  
under Section 24 of the Hindu Marriage Act that the petitioner is  
not disclosing his source of income and only saying that he has  
been thrown to road.

In view of position when considering the same set of fact the court below has directed the petitioner as stated above, this court for the purpose of supervising the said order cannot take another view. Thus, I find no reason to interfere with the impugned order. Therefore, this civil miscellaneous application is dismissed.

**(Mungeshwar Sahoo, J)**

Harish/-

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