

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10089 of 2015

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Om Prakash @ Om Prakash Kumar

..... Petitioner/s

Versus

Babita Kumari & Anr

..... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Leelawati Kumari
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 26-04-2016

Heard learned counsel, Mr. Bajrangi Lal, appearing
for the petitioner.

2. The learned Principle Judge, Family Court,
Aurangabad in Matrimonial Case No. 100 of 2014 directed the
petitioner to pay lumpsum of Rs. 15000/- as litigation cost in three
installment. This order is under challenge.

3. The only grievance of the petitioner is that after
ascertaining the income of the petitioner, the court below should
have passed the order for payment of litigation cost. The
impugned order, particularly when the court below has granted
three installment for payment of the litigation case, can not be
interfered with in exercise of supervisory jurisdiction under
Article 227 of the Constitution of India as finding of income is not
precondition. Thus, this writ application is dismissed.

(Mungeshwar Sahoo, J.)

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