

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21554 of 2012

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Suman Singh W/O Shri Sanjiv Kumar Singh, D/O Late Bhupnath Singh
R/O: Mohalla- Begum Ki Haveli, P.S.- Khajekalan, District- Patna
Presently Residing at Village Ganjpar, P.S. & P.O.- Ekma, District- Saran

.... Petitioner

Versus

Sanjiv Kumar Singh S/O Late Parmanand Singh R/O:- Village Mohalla-
Begum Ki Haveli, P.S.- Khajekalan, District- Patna

.... Respondent

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Appearance :

For the Petitioner/s : Mr.

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

2 13-01-2016

Heard learned counsel for the petitioner.

Gone through the order impugned.

Although petitioner by claiming for maintenance in terms of section 24 of the Hindu Marriage Act along with litigation cost had furnished the details of income of her husband on her own imagination, which is not found duly substantiated and that being so, the learned lower Court has granted Rs 2000/- in lieu of interim maintenance, while Rs 1000/- as litigation cost.

After all, the learned lower Court should have positive evidence and for that, would have directed the parties to substantiate the same. Moreover, intermediary relief is always subject to variation. Therefore, petitioner will have a say regarding re-appreciation of the amount in case she succeeds in proving the

source of income of her husband. Moreover, the case happens to be of the year 2011 and on account thereof, the Principal Judge, Family Court, Saran at Chapra is directed to conclude the same within six months, without giving undue adjournment to any of the parties.

With the aforesaid observation as well as direction, the instant petition is disposed of.

(Aditya Kumar Trivedi, J.)

Amit/-

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