

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CRIMINAL REVISION APPLICATION NO.175 OF 2014

Narayan S/o. Laxman Rakade .. Applicant

Versus

Sangita W/o. Narayan Rakade .. Respondent

Mr.B.S.Shinde, Advocate h/f Mr. Singare Ramdas B.,
Advocate for the applicant
Mr. N.H.Deokate, Advocate for the respondent

**CORAM : A.V.NIRGUDE, J
DATED : 01.08.2016**

P.C. :-

1. This revision challenges the order dated 20.05.2014 passed by the learned Judge, Family Court, Aurangabad in E.No.168/2013 awarding a maintenance of Rs.3,000/- (Rupees Three Thousand) per month to respondent-wife. Learned counsel for the applicant asserted that impugned order is perverse because the learned Judge did not appreciate the income of the applicant. Having gone through the judgment I found that the learned Judge appreciated the facts in proper perspective and the amount awarded as maintenance is on lower side. Learned counsel for the petitioner informed to me about a new development that took place between parties. The parties now have decided to seek mutual

consent divorce and have moved appropriate application under Section 13-b of the Hindu Marriage Act.

2. At the time of disposal of this application the parties are at liberty to decide afresh as to what arrangements could be made for maintenance of the respondent. In other words they can mutually decided not to follow the impugned order awarding of Rs.3,000/- to the respondent. Such liberty is always available to the parties. I am of the view that this revision application should be disposed of.

3. In view of above the criminal revision application stands disposed of.

[A.V.NIRGUDE, J.]