

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No.121 of 2015

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1. Saroj Kumar Das @ Guddu Das son of Uttam Das Resident of village-
Chaita Tola Lalji, P.S.- Ujiarpur, District- Samastipur

.... Petitioner/s

Versus

1. Lalita Devi wife of Saroj Kumar Das @ Guddu Das and Daughter of
Moti Das
2. Khushbu Kumari Daughter of Saroj Kumar Das
3. Arjun Kumar son of Saroj Kumar Das
4. Suman Kumar son of Saroj Kumar Das, All resident of Village- Mordiva,
P.S. Muffasil District Samastipur

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha, Advocate

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 06-03-2017 The petitioner is husband of opposite party No. 1 and

father of opposite parties No. 2 to 4, who are minor children. By

an order dated 25.11.2014 passed in Maintenance Case No. 59 of

2011 by learned Principal Judge, Family Court, Samastipur, the

petitioner has been asked to pay monthly maintenance allowance

at the rate of Rs. 3000/- to opposite party No. 1 and Rs. 500/- each

for maintenance for opposite Parties No. 2 to 4.

Learned counsel appearing on behalf of the petitioner

has submitted that the ex parte impugned order has been passed

because the petitioner had met with an accident and could not

pursue the matter before the court below. He has also submitted



that the earnings of the petitioner is not much so as to pay monthly maintenance allowance at the rate as directed by the court below.

I have carefully perused the impugned order. The monthly maintenance allowance at the rate of Rs. 500/- for the minor children in my view is on lower side. Further, maintenance allowance to the wife at the rate of Rs. 3000/- per month cannot be said to be excessive. In such circumstance, I am not inclined to interfere with the impugned order in the background of the facts, which have been mentioned in the impugned order.

I do not find any merit in this application. This application is, accordingly, dismissed.

(Chakradhari Sharan Singh, J)

Vats/-

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