

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.40 of 2015

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1. Dilip Rai @ Dilip Kumar Rai S/o Sri Janardan Rai, Resident of Mohalla-
Tingchhia, Bhorabari, P.S.- Katihar (Town), District- Katihar

.... Petitioner/s

Versus

1. The State of Bihar

2. Bhawna Kumari, D/o Jai Prakash Mandal, Resident of Mohalla- Hajiganj,
C/o State Bank of Bikner and Jaipur, P.S.- Chowk (Patna City), District-
Patna at present residing at Mohalla- Buddha Colony, P.S.-,
District- Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh

For the Respondent/s : Mr. Renu Kumari (App)

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER**

3 28-02-2017

I. A. No. 95 of 2015

This application has been filed by the petitioner,
under Section 5 of the Limitation Act, seeking condonation
of delay of about two months in preferring the present
criminal revision application, against the order, dated
25.07.2014, passed by learned Principal Judge, Family
Court, Patna, in Maintenance Case No. 197(M) of 2012.

Having considered the reasons assigned in the
present petition seeking condonation of delay, this Court is
satisfied that the petitioner was prevented by sufficient
causes from preferring the application within time.

In view of the above, the delay, in preferring
the present criminal revision application, is hereby



condoned.

I.A. No. 95 of 2015 stands allowed.

CRIMINAL REVISION NO. 40 OF 2015

By the impugned order, dated 25.07.2014, passed in Maintenance Case No. 197(M) of 2012, learned Principal Judge, Family Court, Patna, has allowance maintenance allowance at the rate of Rs. 4,000/- per month in favour of Opposite Party No. 2, who is wife of the petitioner and a sum of Rs. 1,000/- in favour of their minor son, in exercise of power under Section 125 of the Code of Criminal Procedure, 1973.

Before quantifying the amount of maintenance, learned Court below has recorded the earnings of the petitioner from his job of Medical Representative and rental, which he receives from the house.

I do not find any necessity to interfere with the order impugned.

This application has no merit and is accordingly dismissed.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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