

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Criminal Application [APPW] No.33 of 2018
in
Criminal Writ Petition No.453 of 2017

Vishal Fulchand Kitke
 vs.
Ashwini w/o Vishal Kitke

 Office notes, Office Memoranda of
 Coram, appearances, Court's orders
 or directions and Registrar's orders.

Court's or Judge's Orders

*Ms. U.G. Mahalle, Advocate h/f Shri A.R. Khare, Advocate for the
 Applicant/Respondent.
 Shri R.R. Rathod, Advocate h/f Shri Mahesh Mourya, Advocate for the
 Non-Applicant/Petitioner.*

CORAM : S.B. SHUKRE, J.
DATE : 24th FEBRUARY, 2018.

Heard the learned Counsel appearing for the
 applicant-wife, who is the respondent.

Shri Rathod, Advocate holding for Shri Mahesh
 Mourya, learned Counsel for the petitioner, states that Shri
 Mourya has informed him to make a request for granting one
 week's time, as Shri Mourya is out of station.

One week's time can always be granted, but the
 time so granted cannot be allowed to take away the right of
 the respondent-wife to seek maintenance under the
 provisional order, as passed by this Court on 25th May, 2017.
 Therefore, time of one week is granted, which is granted for

hearing this petition finally. But, it is subject to allowing the respondent-wife to withdraw the amount of maintenance deposited by the petitioner in the lower Court.

Therefore, it is directed that the respondent-wife is permitted to withdraw the arrears of maintenance amount deposited by the petitioner in the lower Court.

Keep the matter for final disposal after two week.

The application is allowed and disposed of as such.

JUDGE

*sdw