

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO.3892 OF 2016

Mr. Santosh Shivaji Patil Petitioner

Vs.

The State of Maharashtra & Ors. Respondents

Mr. Raviraj S. Gamare for Petitioner.

Coram : NITIN W. SAMBRE, J.

Date : 12th February, 2020

P.C.:

1. The monthly maintenance was enhanced from Rs.1,500/- to Rs.4,000/- and Rs.2,000/- in favour of wife and child.

2. The submissions of learned counsel for the petitioner-husband are, he is working as Mason and earning around Rs.7,000/- per month and that being so, the amount of enhanced maintenance is unrealistic.

3. Even if presuming that the applicant is working as Mason, considering his average income of Rs.500/- per day, it could be noticed

that the petitioner is earning Rs.15,000/- per month. That being so, the award of enhanced maintenance of Rs.4,000/- and Rs.2,000/- respectively in favour of wife and child cannot be termed to be exorbitant. No substance in the petition, which warrants interference in extra ordinary jurisdiction.

4. The Writ Petition fails. Dismissed.

(NITIN W. SAMBRE, J.)