

13.07.2021
AJ, Ct.34
Sl No. 22.

C.R.R. 520 of 2013
C.R.A.N. 1 of 2013 (Old C.R.A.N. 469 of 2013)
(Application is not here)
(Via Video Conference)

Re: An application under Section 397 read with Sections 401
and 482 of the Code of Criminal Procedure, 1973.

And

In Re : **Tahasen Sk.** petitioner.

The present revisional application has been preferred against the judgment and order dated 18th May, 2012 passed by the learned Judicial Magistrate, Additional Court, Lalbagh, Murshidabad in M.R. Case No. 143 of 2010 under Section 125 of the Code of Criminal Procedure.

The grievance of the petitioner relates to the quantum of maintenance being awarded by the learned Magistrate. Record reflects that the learned Magistrate in his judgment was pleased to award Rs.3,000/- per month to the wife and Rs.2,000/- per month to the minor son. The said order of maintenance was given effect to from the date of filing of the case.

Having regard to the quantum of maintenance so awarded by the learned Magistrate and the cost of living involved, I am of the view that the said maintenance is not excessive. As such, the said order does not call for any interference by this Court.

Accordingly, C.R.R. 520 of 2013 is dismissed.

All pending applications, if any, are disposed of.

Interim order, if any, is hereby vacated.

The opposite party no.1 will be at liberty to take out an appropriate application for recovery of the arrears before the learned Magistrate and the learned Magistrate should dispose of

such application within three months from the date of filing such application.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)