

16-08-2023
Court No.3
mg/3.

**In The High Court At Calcutta
Jalpaiguri Circuit Bench**

**C.R.R. 26 of 2021
IA No. CRAN 1 of 2021**

**BASANT CHOUHAN
Vs.
JAYANTI CHOWHAN**

Mr. Arijit Ghosh
... for the petitioner.

Delay is condoned.

Affidavit-of-service filed in Court be
kept in the record.

The instant application is filed praying
for modification/ reduction of the quantum of
maintenance of Rs.5,000/- per month allowed
by the Trial Court; the Additional Chief
Judicial Magistrate, Alipurduar. Against the
Order passed by the learned Additional Chief
Judicial Magistrate, the petitioner/husband
moved to the higher forum, that is the
learned Additional District and Sessions
Judge, Fast Track Court-1, Alipurduar who
refused to interfere with the Order passed by
the learned Additional Chief Judicial
Magistrate, Alipurduar.

Learned Counsel appearing for the petitioner submitted that the quantum of maintenance should be reasonably reduced.

On perusal of the impugned Order passed by learned Additional Chief Judicial Magistrate, it appears that the learned trial Court considered the salary of the petitioner as Rs.27,260/-. The petitioner, as noted, is serving in the office of the Divisional Railway Manager, NF Railway at Alipurduar junction.

Considering all the circumstances and materials on record, the trial Court allowed maintenance at a consolidated rate of Rs.5,000/- per month.

In my considered opinion, the trial Court as well as the Additional District and Sessions Judge, Fast Track Court-1, Alipurduar did not commit any error in passing respective judgments. Quantum of maintenance is reasonably proper and demands no interference.

Accordingly, the instant revisional application stands disposed of.

(SUGATO MAJUMDAR, J.)