

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 14241 OF 2017

Rajendra @ Raju Ramesh Shelke Petitioner

Versus

Swati Rajendra @ Raju Shelke Respondent

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Mr. Vivek V. Tarde, Advocate for the Petitioner

Mr. P.R. Nangare, Advocate for the Respondent

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[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 12th APRIL, 2023

ORDER :

1. The petitioner is aggrieved by the order passed by the learned 4th Joint Civil Judge, Senior Division, Ahmednagar, below Exhibit-11 in Hindu Marriage Petition No.249 of 2016, thereby granting interim maintenance under Section 24 of the Hindu Marriage Act to the wife @ Rs.10,000/- per month and Rs.3,000/- per month to the daughter.

2. Heard the learned advocate for the petitioner and the learned advocate for the respondent. Perused the grounds raised in the petition, annexures and the impugned order.

3. It is a matter of record that the husband, at the time of passing the impugned order, was getting Rs.40,000/- per month salary. His father was in service of State Transport

Corporation and was getting Rs.35,000/- per month salary. There appears irrigated agricultural land of the family of the husband at their native place.

4. Considering all these facts and the status of the parties, the trial Court has awarded the maintenance @ Rs.10,000/- per month to the wife and Rs.3,000/- per month to the daughter. It cannot be, by any stretch of imagination, called as excessive interim maintenance.

5. There is no substance in the argument of learned advocate for the petitioner that the petitioner/husband has to maintain his old aged parents. The amount of maintenance awarded by the trial Court is reasonable. There is no illegality or perversity in the order impugned in the petition.

6. Writ Petition being devoid merits is dismissed.

[NITIN B. SURYAWANSHI]
JUDGE

S.P. Rane