

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

WRIT PETITION NO.16964 OF 2024

Manish Vinod Ringasia

.... Petitioner

Versus

Aarti Manish Ringasia

.... Respondent

.....

Mrs.Neeta P. Karnik, Senior Advocate a/w.. Mr.Piyush Todkar and
Harshada Kshirsagar, Advocate for the Petitioner.

.....

CORAM : MANJUSHA DESHPANDE, J.

DATED : 19.06.2025

P.C. :

1 The Petitioner-husband is challenging the order dated 13.05.2024 passed below Exhibit-7 by the Principal Judge, Family Court, Thane. The Judge Family Court, Thane, Court No.1, has granted a sum of Rs.30,000/- per month to the Respondent-wife and Rs.10,000/- per month to each child towards interim maintenance for herself and minor children from the date of application till the final disposal of the main Petition. According to the learned advocate appearing for the Petitioner, the Respondent-wife and their children are staying with the parents and sharing the same household with the Petitioner's husband, though the proceedings for divorce are pending between the parties. Merely because in the affidavit of disclosure of the assets and liabilities during the pendency of the

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Application before the Family Court, Thane, since the Petitioner was unemployed, he has disclosed that he has no income during that period. However, the fact remains that he was taking care of all the necessities of family inclusive of the expenses of the education of children and the day to day needs of the family. It is already observed by the Family Court, Thane, Court No.1 in the order dated 13.05.2024 that the parties are staying under the same roof and the Applicant and children have shelter over their head. However, inspite of that the Family Court, Thane, Court No.1 has granted an amount of Rs.30,000/- per month to the wife and Rs.10,000/- per month to two children. According to the Petitioner, the amount is exorbitant when already the day to day needs of the parties are taken care of by the Petitioner. The Petitioner has made a categorical statement in the written statement filed by him that during the pendency of the Petition, and even today the Petitioner is taking care of all the household expenses. He has also given the debit card to the Respondent-wife for her personal use.

2 The details of the expenses borne by him are already set out in the affidavit of assets and liabilities. In spite of that, the Judge, Family Court, Thane, Court No.1, has not taken into consideration the same, and directed the Petitioner to pay an amount of Rs.50,000/- (Rs.30,000/- per month to wife and Rs.10,000/- per month to each child) towards the maintenance of the wife and child.

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2 After hearing the learned advocate for the Petitioner, and perusal of various documents on record, the order impugned deserves consideration. Issue notice to the Respondent, returnable on **17.07.2025**.

3 The Petitioner is at liberty to serve the Respondent by any permissible mode and file affidavit of service to that effect before the returnable date.

4 In the meanwhile, there shall be stay to the order dated 13.05.2024, passed by the Family Court, Pune, till the returnable date. However, the Petitioner shall deposit 50% of the amount granted by the Family Court, Thane, to the Respondent in the Family Court, Thane, Court No.1.

5 The Petitioner is placing on record the affidavit of service of filing of the matter and intimating about the circulation of present Writ Petition on 17.12.2024. According to the learned counsel for the Petitioner, due to the service of notice on the Respondent, he is aware about filing of the present proceedings.

6 Place the matter for consideration on **17.07.2025**.

(MANJUSHA DESHPANDE, J.)