**IN THE HIGH COURT AT CALCUTTA**
**CIVIL REVISIONAL JURISDICTION**
**APPELLATE SIDE**

**Present:-**
**The Hon'ble Justice Supratim Bhattacharya**

**CO 2172 of 2026**

**SOUMA GHOSH**

**VS**

**SOURISH GHOSH**

**For the Petitioner :** Mr. Rajdeep Bhattacharya
Mr. Himadree Ghosh.

**For the Opposite Party :** Mr. Tanmoy Mukherjee
Mr. Souvik Das
Ms. Trina Ghosh
Mr. Rudranil Das

**Delivered On :** 12.11.2026

**Supratim Bhattacharya, J.:**

1. The present revisional application has arisen out of orders passed in matrimonial suit.
2. Being dissatisfied with the orders dated 13.03.2024, 30.08.2025 and 24.06.2026 the petitioner wife has preferred the revisional application. Through the order dated 13.03.2024 the learned Trial Court had enhanced the amount of maintenance *pendente lite* to Rs. 20,000/- from Rs. 14,000/- which was earlier being paid by the husband as per the order of the Court. Through the said order the husband was

further directed to bear 50% share of the educational expenses of their son.

Thereafter *vide* order dated 30.08.2025 the said Trial Court rejected the prayer made through the petition dated 14.05.2024 filed by the wife seeking her husband that is the father of the child to bear the educational expenses of their son, which was considered and the learned Court had come to the opinion that the expenses have already been made by the respondent wife knowing fully her capacity to do so. The said order being No. 177 dated 13.03.2024 has not been challenged before any higher forum as such the prayer was rejected.

Thereafter another application dated 18.12.2025 was filed and through the said application the petitioner wife has prayed for enhancement of alimony *pendente lite* and maintenance for herself as well as arrear of maintenance of his son. Thereby claiming that the monthly salary of the opposite party husband was Rs. 65,000/- per month earlier and on the basis of Rs. 65,000/- per month the learned Trial Court had directed the husband to pay Rs. 20,000/- per month to the wife and had also directed to bear 50% share of the educational expenses of their son. Through the said application it has also been stated that the wife has come to know that the income of the husband has enhanced for the financial year 2024-25. The husband has earned Rs. 31,98,116/- , it has further been mentioned that due to increase in market price and expense of education of their son, the monthly

maintenance is required to be enhanced as such the petitioner wife has prayed for Rs. 90,000/- instead of Rs. 20,000/- per month.

Through the impugned order the learned Court has rejected the prayer sought for by the wife on the ground that if educational expense of their son increases, automatically the petitioner husband has to pay 50% of the expense and the said Trial Court has not felt it necessary to increase the amount of alimony *pendente lite*.

3. The learned counsel representing the petitioner has submitted that the wife does nothing and the order of Rs. 20,000/- per month which was fixed as *pendente lite* was on the basis of the submission of the learned counsel representing the husband wherein the learned counsel had submitted that the husband is earning Rs. 65,000/- per month but with the passage of time it has revealed that the husband has earned Rs. 31,98,116/- during the financial year 2024-25, so automatically the husband presently is earning much more than the said sum which he was earning at the time of passing of the order of Rs 20,000/- as maintenance *pendente lite* per month in favour of the wife, in such circumstance, the wife has been compelled to pray for enhancement of the maintenance *pendente lite*. The learned Counsel initially had submitted that the husband is not paying fully the expenses which is being borne for the education of their son but during argument the learned counsel on behalf of the wife has

restricted himself only to the prayer of enhancing the amount *pendente lite* considering the enhancement of salary of the husband.

4. *Per contra*, the learned counsel representing the husband has produced a pay slip for the month of July 2026 wherefrom it transpires that the husband/ opposite party is earning Rs. 1,92,994/- per month. The learned counsel has further submitted that the husband is bearing 50% of the educational expenses of their son and there is no arrear to that effect.

5. From the contention of the learned counsels representing the petitioner wife and the opposite party husband it transpires that the suit is at the stage of argument and the opposite party husband has been paying 50% share in respect of the education of their son. Now the issue comes down to only whether the maintenance *pendente lite* of Rs. 20,000/- per month which is being paid by the husband is to be enhanced or not.

6. From the documents furnished it transpires that the husband is earning Rs. 1,92,994/- per month and it also transpires that the husband is bearing 50% of the educational expenses of their son. On perusal of the educational expenses for the son it transpires that during the second year of the B-Tech course, which extended from 01.04.2024 till 31.03.2025, there was total expenditure of Rs. 3,92,300/-. For the third year course which extended from 01.04.2025 to 31.03.2026 the total expenditure was Rs. 4,15,300/- while for the fourth year which extended from 01.04.2025 till 16.08.2026 the total

expense was Rs. 4,25,720/-. As such the monthly expense for the son is Rs. 35,477/- per month (approximately). So the opposite party husband is paying Rs. 20,000/- as maintenance *pendente lite* and Rs. 35,000/- for his son amounting Rs. 55,000/- per month.

7. Taking into consideration the facts that the opposite party husband is earning Rs. 1,92,994/- per month as net pay and the opposite party being the father is bearing 50% share of the educational expenses of the son which is amounting to Rs. 35,000/- per month approximately and also taking into consideration that the petitioner wife has to lead her life commensurate to the status which she used to live at her matrimonial home and also abiding by the principles laid down by an Hon'ble Division Bench of the Hon'ble Apex Court in the case between ***Rajnesh versus Neha and another*** published at ***(2021) 2 SCC 324***, this court is of the view that Rs. 35,000/- (Rupees Thirty Five Thousand only) be paid by the opposite party husband to the petitioner /wife as maintenance *pendente lite*, from the date of filing of the application seeking enhancement of the same.

8. As regards to payment at the enhanced rate that is Rs. 35000/- it shall commence from this month that is the month of November 2026 and as regards to the arrear amount which has accrued since the filing of the application, the said amount be paid in four equal installments commencing from the month of December 2026 and shall be paid during the succeeding months.

9. The present application being **CO 2172 of 2026** is **disposed of** with the aforementioned modification of the impugned order dated 24th of June 2006 to this extent only.

10. Parties shall be entitled to act on the basis of the server copy of the judgment and order placed on the official website of the Court.

11. Urgent Xerox certified photo copies of this judgment, if applied for, be given to the parties upon compliance of the requisite formalities.

**(Supratim Bhattacharya, J.)**