Item-23.

19-11-2026

sg

Ct. 6

CO 3771 of 2026
CAN 1 of 2026

Pranab Mondal
Versus
Rimpi Mondal @ Rimpi Roy

Mr. Surajit Basu
Mr. Rudraksha Chatterjee
Mr. Sudepto Kr. Bas
Mr. Sagnik Bhattacharya
… for the petitioner

In Re: CAN 1 of 2026

This is an application for condonation of delay in preferring this civil revisional application.

There is a delay of 237 days in preferring this application.

Sufficient cause being shown for not being able to file this civil revisional application with the time stipulated, the delay of 237 days in preferring this civil revisional application is allowed.

CAN 1 of 2026 is disposed of.

In Re: CO 3771 of 2026

This application under Article 227 of the Constitution of India is at the instance of the husband and is directed against order being no. 5 dated 3rd November, 2025 passed by the learned Additional District Judge, Fast Track Court, Ranaghat, Nadia in Misc. Case No. 22 of 2024 arising out of Matrimonial Suit No. 48 of 2023.

By the order impugned, the application under Section 36 of the Special Marriage Act was allowed directing the petitioner/husband to pay a sum of Rs.8,000/- per month

on account of alimony pendente lite.

The learned trial judge after considering the materials placed before the Court directed the husband/petitioner to pay a sum of Rs.8000/- per month to the wife/opposite party towards alimony pendente lite for herself. The petitioner was also directed to pay a sum of Rs.5000/- to the wife/opposite party on account of lumpsum cost. Thereafter the case record was put to on 3rd February, 2026 from the side of the wife/opposite party herein. On that date, before the learned trial judge it was submitted by learned advocate for the wife/opposite party that no order regarding alimony pendente lite has been passed in respect of the child. The learned advocate for the petitioner/husband further submitted that the husband has no objection if any order is passed in respect of the child. In the light of the said submission, the learned trial judge directed the petitioner to pay an additional amount of Rs.4000/- for the minor daughter of the petitioner and accordingly modified the order dated 3rd November, 2025 by the order dated 3rd February, 2026.

The impugned order stood modified by the subsequent order dated 3rd February, 2026 and the order dated 3rd February, 2026 is not under challenge in this civil revisional application. That apart, at the stage when the matter was moved before the learned trial judge, the petitioner did not make any submission as to the amount of maintenance granted to the wife by the earlier order dated 3rd November, 2025.

For all the reasons as aforesaid, this Court is not

inclined to interfere with the order impugned. CO 3771 of 2026 stands dismissed. However, there shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Hiranmay Bhattacharyya, J.)