

2. Learned advocate for the petitioners states that the said condition is onerous and therefore, it may be relaxed and the appeal may be directed to be registered and heard on merits.

3. Petitioner no. 1 is serving as Peon in District and Sessions Court, Kolhapur. According to the learned counsel for the petitioner, petitioner no. 1 is earning approximately Rs. 25,000/- per month. The Trial Court has awarded meager amount of maintenance which the petitioner is liable to pay. The condition imposed by the Appellate Court, therefore, cannot be termed as onerous.

4. On a query, learned advocate submits that the arrears are approximately Rs. 2 Lakhs.

5. This Court is of the considered view that maintenance awarded by the Trial Court is meager amount and it is the duty of the petitioners to pay the arrears of maintenance. In that view of the matter, the condition imposed on the petitioners by the Appellate Court cannot be said to be onerous. There is no merit in the petition.

6. Petition is dismissed.

7. Time of 45 days granted to the petitioners is extended by further 45 days from today.

(NITIN B. SURYAWANSHI, J.)