



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

Writ Petition No.6620/2025

Gajanan V Usha

Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

Mr. B.K. Suchak, Advocate for petitioner.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATE : 08-01-2026.

Heard.

2. In this petition, by order dated 18-12-2025, the petitioner/husband was directed to deposit the arrears of maintenance in accordance with the impugned order within a period of one week from that date to show his bonafides. However, the petitioner has failed to deposit the arrears of maintenance till today.

3. Petitioner's challenge is to order dated 15-04-2025 passed by the trial Court on an application under Section 24 of the Hindu Marriage Act, by which the husband is directed to pay interim maintenance of Rs. 15,000/- per month for the wife and their two children.

4. Learned Counsel for the petitioner/husband submits that the petitioner is a doctor by profession and is practicing at home since he is only working as 'doctor on call'. He submits that the wife has herself left the company of the husband and she has been residing separately in her parental house along with her two children. Therefore, in view of the conduct of the wife she is not entitled for seeking maintenance as there is no reasonable cause for living separately.

5. Perusal of the impugned order shows that the trial Court has considered the fact that the wife is residing separately along with her two children who are aged about 14 years and 11 years. By considering the fact that the husband is a Ayurvedic doctor by profession and is a practicing doctor and by also considering the statement of bank accounts, the trial Court has ordered that the interim maintenance of Rs.15,000/- per month be paid for the wife and her two children.

6. I find no perversity with the impugned order. The amount of Rs. 15,000/- per month by way of interim maintenance for the wife and her two children is not found to be exorbitant in view of the requirements for expenses for education, medical expenses and other needs for three persons.

7. In view of the above mentioned factual and legal aspects, no interference is warranted under Article 227 of the Constitution of India. Writ petition is dismissed. No order as to costs.

(Prafulla S. Khubalkar, J.)