HC-KAR

NC: 2026:KHC:59429
WP No. 31371 of 2026

CNR: KAHC010680612026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO. 31371 OF 2026 (GM-FC)

BETWEEN:

MR. PRASANNA KUMAR,
S/O. KRISHNAPPA,
AGED ABOUT 41 YEARS,
R/AT. NO.764/10, GAJAMUKHA NILAYA,
ABK LAYOUT, ATTIBELE,
BENGALURU - 562 107.

...PETITIONER

(BY MRS. BHUSHANI KUMAR., ADVOCATE)

AND:

1. MRS. MAHALAKSHMI,
   W/O PRASANNA KUMAR,
   AGED ABOUT 31 YEARS,

2. KUM. PUNARVIKA,
   D/O PRASANNA KUMAR,
   AGED ABOUT 5 YEARS,

   RESPONDENT NO.2
   BEING MINOR IS
   REPRESENTED BY HER MOTHER
   I.E. RESPONDENT NO.1,

   BOTH ARE RESIDING AT

Digitally signed by SUVARNA T
Location: HIGH COURT OF KARNATAKA

NO.306, 9TH MAIN, MILK COLONY,
MALLESHWARAM WEST,
BENGALURU - 560 055.

…RESPONDENTS

(BY SRI.RAJA K.P., ADVOCATE FOR C/R)

THIS WP IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ORDER OF THE COURT OF III ADDITIONAL PRINCIPAL JUDGE, FAMILY COURT BANGALORE, DATED 01.09.2026 PASSED IN CRL. MISC.NO.518/2025 ANX-L AND ETC.,

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

ORAL ORDER

Aggrieved by the orders passed in IA. No. 2 in C.Misc.No.518/2025 dated 01.09.2026 by the Court of III Additional, Principal Judge, Family Court, Bangalore, whereby the Family Court had granted maintenance of an amount of Rs.15,000/- per month, the husband is before this Court.

2. Learned counsel appearing for the petitioner-husband submits that he lost the job in the year 2022. He had undergone the surgery. He is not in a position to pay the

maintenance. In spite of that he is taking loans and taking care of the educational expenses of the child, the Family Court has failed to consider all these aspect in the order impugned.

3. Learned counsel appearing for the respondent submits that though the wife had asked for Rs.50,000/-, the Family Court had granted only Rs.15,000/- as maintenance. It is submitted that only with an intention to avoid the maintenance, the petitioner has come up before this Court with the present writ petition.

4. Having heard the learned counsel on either side, perused the material on record. The wife had sought for maintenance of an amount of Rs.50,000/- but the Family Court had granted an amount of Rs.15,000/- as maintenance. In view of the submissions that are made before the Court by the petitioner, the financial capacity of the husband, the expenditure that is required for the wife, there is absolutely no discussion, no analysis by the Family Court. In those circumstances, such an order cannot be sustained. However, considering the fact that the respondent requires maintenance, without going into merits of the matter and without going into

any other aspect, this Court deems it appropriate to direct the petitioner to pay an amount of Rs.10,000/- pending disposal of the application. However, this amount as fixed by the Court should not be considered as an expression of this Court with regard to the entitlement of maintenance. In that view of the matter, this Court is passing the following:

ORDER

i. The order passed in IA.No.2 in C.Misc.No.518/2025 dated 01.09.2026 by the Court of III Additional, Principal Judge, Family Court, Bangalore is ***set aside.***

ii. Accordingly, the writ petition is ***allowed***.

iii. The matter is ***remanded back*** to the Trial Court for fresh consideration.

iv. Till further orders are passed by the Court, the petitioner-husband shall pay an amount of Rs.10,000/- to the respondents.

v. Pending IA's if any shall stand closed.

SD/-
(LALITHA KANNEGANTI)
JUDGE

BH, List No.: 1 Sl No.: 8
MR