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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION No.7341 OF 2018

(Mrs. Supriya Shyam Kohale Vs. Shri Shyam Rameshrao Kohale)

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

Court's or Judge's orders.

Shri A.V. Khare, Advocate for the Petitioner.

CORAM : S.B. SHUKRE, J.
DATE : 30th OCTOBER, 2018.

Submission of the learned counsel for the petitioner that the petitioner is a wife of an Engineer, who admittedly draws gross salary of Rs.65,000/- per month, out of which, after statutory deductions, the petitioner gets Rs.56,000/- per month. She further submits that if the husband gets net income of Rs.56,000/- per month, the interim maintenance that has to be granted to the wife of such a husband who is not earning anything and who is being neglected by the husband must get about 40% of the net salary for herself and her 3 years old son who is also equally neglected by her husband, if the wife and the son as the law says, are expected to survive and live by maintaining the same standard as the husband. But, this principle of law, it is further submitted, has not been followed by the trial Court while passing the impugned order and the trial Court now has given a paltry sum of Rs.2,000/- to the petitioner thereby indicating that while the husband shall have a life of very high standard, the

wife would not be entitled to live the same life.

Issue notice for final disposal to the respondent, returnable after Diwali Vacation 2018.

Meanwhile, having regard to the contentions raised in this petition and the submissions made across the bar, there shall be interim stay to the further proceeding of the Hindu Marriage Petition No.386/2017, until further orders.

JUDGE

DWW