

reduced to a total of Rs.15,000/- per month for the appellant - wife and minor child. The Revision Petition was ordered to remain pending and was disposed of by the impugned order dated 5th April, 2017 maintaining the maintenance amount at Rs.15,000/- per month. Aggrieved, this appeal has been filed.

3. We have heard the learned counsels for the parties and considered the materials on record, particularly, the status and income of the respondent (husband) as evident from the Income-tax returns, particularly, the details submitted in Form-16. The Basic Pay of the respondent (husband) is Rs.66,000/- per month and dearness allowance is Rs.58,344/- per month. There are certain other allowances which totals to about Rs.15,000/-. As against this, there are

certain deductions against loan, etc. taken by the husband. The net amount which the respondent (husband) receives is in the range of Rs.67,000/- per month. This was in the year 2014. The aforesaid figure must have gone up by this time.

4. Be that as it may, taking into account the fact that the child has now grown up and is aged about 11 years old and goes to a school and the appellant (wife) is on her own we are of the view that the maintenance awarded by the High Court by its order dated 5th March, 2014 i.e. Rs.15,000/- per month in favour of the appellant - wife and Rs.10,000/- per month in favour of the minor son would be an appropriate measure of the maintenance awardable. We, therefore, direct that the said amount of maintenance be paid to the appellant (wife). Maintenance at the

aforesaid rate will be paid from the current month i.e. December 2017 and will be paid on or before the 7th day of every month.

5. The appeal is allowed in the above terms and the order of the High Court is set aside accordingly.

....., J.
(RANJAN GOGOI)

....., J.
(R. BANUMATHI)

NEW DELHI
DECEMBER 07, 2017

ITEM NO.7

COURT NO.3

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 6838/2017
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 05-04-2017
IN CRR NO. 2983/2012 PASSED BY THE HIGH COURT AT CALCUTTA)

SARBANI ROY

PETITIONER(S)

VERSUS

SRI SOURAV ROY
(FOR FINAL DISPOSAL)

RESPONDENT(S)

Date : 07-12-2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s)

Mr. Rabin Majumder, AOR
Mr. Joydeep Mukherjee, Adv.
Mr. Amitava Ghosh, Adv.
Mr. Madan Mohan Roy, Adv.
Ms. Antima B., Adv.

For Respondent(s)

Mr. S. K. Bhattacharya, AOR
Mr. L.K. Paonam, Adv.
Mr. Niraj Bobby Paonam, Adv.
Mrs. Tomthinnganbi Koijam, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the
signed order.

[VINOD LAKHINA]

AR-cum-PS

[ASHA SONI]

BRANCH OFFICER

[SIGNED ORDER IS PLACED ON THE FILE]