

Dixit

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.11430 OF 2012**

Sachin Thomas Ghosal	...	Petitioner
Versus		
Sweeta Sachin Ghosal	...	Respondent

Mr. Satyajeet Mirajkar for the Petitioner.

None for the Respondent.

**CORAM : SMT. R.P. SONDURBALDOTA, J.**

**DATE : 28<sup>TH</sup> JUNE, 2013.**

**P.C.:**

. This petition is directed against an order of interim maintenance passed by the District Court, Vasai. The impugned order awards interim maintenance of Rs.7,500/- to the respondent for herself and the son. The petitioner is employed with the Consulate General, U.S.A. Based on the salary slip produced by the petitioner, the trial court held that he earned a salary of about Rs.30,000/- per month to award maintenance of Rs.7,500/-. Mr. Mirajkar, learned counsel for the petitioner, submits that the maintenance awarded to the respondent needs to be reduced since the petitioner has the additional responsibility of maintaining his mother. The impugned order shows that this fact has already been taken into

consideration by the trial court. It is now revealed that this claim made is in fact not correct. On a query from the court, Mr. Mirajkar informs that the petitioner has a brother. In that circumstance, the responsibility of looking after his mother cannot be said to be the sole responsibility of the petitioner. Mr. Mirajkar next points out that the respondent is employed in a school and earns salary of Rs.7,000/-. This fact has also been taken into consideration by the trial court. In these circumstances, no infirmity can be found with the impugned order. Hence, the petition is dismissed in limine.

**[Smt. R.P. SondurBaldota, J.]**