

Cri.M.A. No 177/2016
Maya Vs Yadahav and ors
ORDER PASSED BELOW EXH. 9
(14.10.2022)

1- This application has been moved by the applicants for permission to add in the main application the outstanding maintenance amount of Rs.31,000/- for the period from 17/11/2016 to 16/06/2019 as per application below exh. 9 and as per application below Exh.12 Rs. 26,000/- for the period from 17/06/2019 to 17/08/2021 and for issuing conditional arrest warrant of Rs.31000 +26,000 i.e. for the total amount Rs. 57,000/- (Fifty Seven Thousand only)

2- It is contended by the applicants that she has filed an application for the recovery for maintenance amount. Non applicant did not paid entire maintenance amount for the period. Hence I.e urged to add the main application said outstanding maintenance amount Rs. 57000/-/- for the period from 17/11/2016 to 17/08/2021 as per both applications. Inspite of giving sufficient opportunity non-applicant failed to file his reply since 18/6/2019 till today. Hence, deciding these applications without say of non-applicant.

3- Non-applicant has not deposited outstanding amount of maintenance when the present application was moved. The application filed by applicant is well within the limitation. Hence, I pass the following order.

ORDER

1- Applicant is permitted to recover outstanding maintenance from from 17/11/2016 to 17/08/2021 for the period of 57 months at the rate of Rs. 1000/- (Rs. One Thousand for per month.)

2 The non-applicant is reluctant to deposit the outstanding maintenance amount of Rs. 57000/-. Hence issue conditional arrest warrant against him.

Date :- 14.10.2022.

(**A.R. Fakrabadkar**)
Judicial Magistrate,F.C, Sengaon.
Tq. Sengaon, Dist. Hingoli.

