

**Cri.M.A.No. 25/2026
Pooja -Vs- Eknath**

ORDER BELOW EXH. 7

This is the application for recovering the defaulted amount of maintenance i.e. Rs. 3,15,000/- from the salary of the non-applicant.

1. It is submitted by the applicant that, the instant application has been filed by the applicant for recovery of defaulted amount of maintenance wherein notice is served to non-applicant but he did not appear. Applicant and her daughter is living under the condition of starvation and applicant No. 2 always remain ill. Hence, applicant No. 2 is in high need of medical treatment for which amount of maintenance is required. Non-applicant with an oblique motive to deny the amount of maintenance to applicant is not remaining present in the court and not paying the defaulted amount of maintenance. Hence, applicant is praying for recovery of defaulted amount of maintenance i.e. Rs. 3,15,000/- from the salary of the non-applicant. For this purpose, applicant has mentioned the office address of non-applicant.

2. Despite of service of notice as non-applicant did not appear this court by passing order below Ex. 1 dated 01/04/2026 proceeded this matter ex-parte against him.

3. Perused application. Heard applicant at length. On perusal of the copy of judgment of Cr. M. A. No. 100/2024 it appears that, the court had ordered non applicant to pay monthly maintenance of Rs. 7,500/- each (Per month Rs. 15,000/- in total) to both applicants since

18/04/2024. Further, as non applicant did not obey the same, applicant has filed this recovery matter for the recovery of defaulted amount of maintenance from 18/04/2024 till 18/01/2026 which is Rs. 3,15,000/-. Hence, applicant can claim the recovery Rs. 3,15,000/- from the non-applicant through this application and can avail the due process of law for its recovery. Applicant is praying for recovery of this amount from the salary of the non applicant. As I found no impediment in allowing her prayer, I proceed to pass following order.

Order

1. Drawing and Disbursing Officer of the office of Senior Division Electrical Engineer Traction Distribution, Central Railway, Kalyan (East) – 421301, Near Platform No. 7, Taluka Kalyan, Dist. Thane, is hereby directed to deduct Rs. 15,000/- from the monthly salary of the non-applicant i. e. **Eknath Baban Thawale** for the next 21 months and shall send its crossed cheque or demand draft in the name of applicant **Pooja Eknath Thawale** to this court.
2. Copy of this order be given free of cost to applicant.

Date :- 01/04/2026

(R. U. Ingle)
Judicial Magistrate, First Class,
(Court No. 2), Igatpuri.