

Cri. M.A. No. 209/2019
CNR No. MH-PU-09-001581-2019
Tessina Xavier..Vrs. Ansul Thomas and others

Order below Exh. 82 in Cri. M. A. No. 209/2019

(Delivered on 19th Day of October , 2024)

The present application has been filed by the non-applicant seeking permission to deposit Rs. 10,000/- towards the interim maintenance amount. The applicant has vehemently opposed the said application, stating that a substantial amount of Rs. 9,10,000/- remains outstanding as arrears of maintenance, covering a period of 45 months. It is further contended by the applicant that the non-applicant is willfully and deliberately avoiding the payment of interim maintenance, thereby causing the applicant undue mental and financial distress.

2. The present application was filed by the non-applicant during the morning session, seeking permission to deposit the amount. However, despite repeated calls for compliance during the subsequent sessions, the non-applicant and his advocate failed to appear & deposit the amount as prayed for. This conduct demonstrates a clear lack of intention on the part of the non-applicant to deposit the amount. It appears that the present application has been filed solely to delay the proceedings. From which it can further be notice the willful disregard for its intrem order, and it is evident that the present application was filed with the sole purpose of causing undue delay in the judicial process and to evade the prompt payment of maintenance. Consequently, the present application is rejected, with costs of

Rs. 1,000/- imposed on the non-applicant.

Pimpri, Pune
Dated : 19.10.2024

(AL Amoodi A. K.)
Judicial Magistrate First Class,
Pimpri, Pune.

CERTIFICATE

“ I affirm that the contents of this P. D.F file Judgment / Order are same word for word as per original Judgment.

Name of Steno : Smt. K. U. Pawar
Court Name : AL Amoodi A. K.
Judicial Magistrate First Class,
Pimpri, Pune.

Date : 19.10.2024

Judgment/Order signed by
presiding officer on : 19.10.2024

Judgment /Order upload Date :19.10.2024