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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.REV.P. 67/2019 & Crl. M.A. 1064-65/2019

RAHUL RAJ

..... Petitioner

Through Mr. Manish Srivastava, Mr. Abhitesh
Kumar and Ms. Kaanan Gupta, Advs.

versus

DEEPTI AGGARWAL

..... Respondent

Through Mr. (name not given), Adv.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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06.05.2019

1. Learned counsel for the respondent submits that the respondent, on incorrect legal advice, had returned the money sent by the petitioner for maintenance of the daughters. He submits that even the amount which was being paid is far less than the expenditure being incurred on the maintenance of the daughters. He submits that the petitioner is working with Axis Bank and presently drawing a gross salary over Rs. 44 lakhs per annum.

2. Learned counsel for the respondent submits that the respondent has to undergo a surgery and the interim order staying the arrears of maintenance from the date of the petition i.e. 27.04.2016 till 20.03.2018 (up to the date she was in service) is causing grave prejudice to her and the petitioner has not paid any maintenance to her for the two children who also require money for their treatment for

which regular expenditure is being incurred by the respondent.

3. Learned counsel for the petitioner submits that the petitioner does not have enough funds to pay the amount. He however, submits that without prejudice Petitioner shall pay a sum Rs. 5 lakhs without prejudice to his rights and contentions.

4. List on 27.05.2019.

5. In the meantime, the petitioner shall pay an amount of Rs. 5 lakhs without prejudice to his rights and contentions.

6. Parties shall be personally present in Court on the next date of hearing.

SANJEEV SACHDEVA, J

MAY 06, 2019

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