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

+ **CONT.CAS(C) 1041/2022**

SUNITA

..... Petitioner

Through: Mr. R. K. Tarun and Mr. Abhay
Solanki, Advs.

versus

VINOD

..... Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

%

28.09.2022

CM APPL. 42922/2022 (Exemption)

Allowed, subject to all just exceptions.

Application stands disposed of.

CONT.CAS(C) 1041/2022

1. The present petition has been filed by the petitioner alleging wilful disobedience of the order dated 25.02.2016 passed by the learned Principal Judge, Family Court, North District, Rohini, New Delhi in MT. No.172/2010. The operative directions contained in the said order are as under:

“24. In view of my discussion above, the petition u/s 125 Cr.P.C. is allowed and the respondent is directed to pay the maintenance to the petitioners as follows:

(i) W.e.f the date of the petition i.e. from 30.07.2008 till 31.12.2012 to the tune of Rs.4,000/- p.m each to the petitioners



(total Rs.12,000/- per month).

(ii) W.e.f. 01.01.2013 till 31.12.2014 Rs.5,000/- per month each in the petitioners (total Rs.15,000 per month).

(iii) W.e.f. 01.01.2015 onwards Rs.7,000/- per month each (21,000) with 5% increase every year, commencing from 01.01.2017.

The petitioner no.1 shall be entitled to the said maintenance till her life time or till she remarries. Petitioner no.2 shall be entitled to the maintenance till her marriage or till she starts working whichever is earlier, while the petitioner no.3 shall be entitled to the said maintenance till he attains age of majority. The amount shall be deposited directly into the bank account of petitioner no.1 by the 10th day of every Calendar month. Arrears, if any be cleared by the respondent within six months from the date of order. The payment already made in this case or in any other cases for the concurrent, shall be adjusted, while calculating the arrears. No orders as to costs.”

2. It is submitted by learned counsel for the petitioner that till date only an amount of ₹5.63 lacs has been paid by the respondent and the last payment was made by the respondent way back in the year 2018. It is further submitted that the arrears as on date are to the tune of ₹23,20,392/-.
3. Issue notice to the respondent, on necessary steps being taken by the petitioner, through all permissible modes, including electronically. Let service be also effected through the concerned SHO, Police Station Alipur.
4. The Respondent is directed to remain personally present in Court on the next date of hearing.
5. List on 07.02.2023.

SACHIN DATTA, J

SEPTEMBER 28, 2022/ssc