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

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+ CRL.REV.P. 363/2021 & CRL.M.A. 17986/2021, 5429/2023,
20458/2023, 4142/2024

DHIRENDRA KUMAR

..... Petitioner

Through: Mr. Ajit Kumar, Ms. Nikita Sharma,
Mr. Om Prakash, Mr. Ramesh Chandra Verma,
Mr. Bharat Bhushan Sharma, Mr. Puneet Gupta,
Mr. Ayush, Mr. Dinesh Bhaduria, Mr. Pulkit, Ms.
Rashmi Priya and Mr. Utkash Kumar, Advocates
with Petitioner.

versus

SWATI SAISTA

..... Respondent

Through: Respondent in person.

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+ CRL.REV.P. 43/2022 & CRL.M .A. 27627/2022, 202/2023,
4464/2023, 28877/2023

SWATI SAISTA

..... Petitioner

Through: Petitioner in person.

versus

DHIRENDRA KUMAR

..... Respondent

Through: Mr. Ajit Kumar, Ms. Nikita Sharma,
Mr. Om Prakash, Mr. Ramesh Chandra Verma,
Mr. Bharat Bhushan Sharma, Mr. Puneet Gupta,
Mr. Ayush, Mr. Dinesh Bhaduria, Mr. Pulkit, Ms.
Rashmi Priya and Mr. Utkash Kumar, Advocates
with Respondent.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

25.04.2024

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1. Ms. Swati Saista, Petitioner in CRL.REV.P. 43/2022, is present in person and draws the attention of the Court to the order dated 23.02.2023 passed by this Court and states that Respondent/Dhirendra Kumar has not



complied with the directions passed by this Court till date. Relevant part of the order is extracted hereunder, for ready reference:-

“1. As per the previous order dated 09th December, 2022, despite having observed that the petitioner should clear the arrears of payment in compliance with the orders which have been already passed awarding interim maintenance to the wife Ms. Swati Saista of Rs. 1 Lakh per month but no deposits have been made since then. The Ld. Counsel for the petitioner pleads financial hardship.

2. It is directed that before the next date of hearing the petitioner shall deposit an interim amount of Rs.12 Lakhs before the Registrar General of this Court which will be without prejudice to the rights and contentions of the parties. As per the respondent/wife, an amount of Rs.24 Lakhs has been pending for arrears as of December, 2022 and now in any event would get escalated due to passage of time, since then.”

2. On a repeated query to the counsel for Dhirendra Kumar on whether the order has been complied with, the only response coming forth is that Respondent has filed an application being CRL.M.A. 4142/2024 seeking setting aside of order dated 18.11.2023, whereby Family Court has directed payment of Rs.15,000/- per month in favour of Swati Saista w.e.f. 20.05.2022 till final disposal of the petition or till she is legally entitled to receive the same, whichever is earlier. There is no plausible explanation as to why till date the directions of the Court have not been complied with. In my *prima facie* view, Respondent/Dhirendra Kumar is in contempt of the orders of this Court.

3. Accordingly, Respondent shall remain present in Court on 29.05.2024 to explain non-compliance of the order dated 23.02.2023.

JYOTI SINGH, J

APRIL 25, 2024/shivam