



\$~3

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

+ **MAT.APP.(F.C.) 302/2019**

SONU RANA

..... Appellant

Through: Dr. Alok and Ms. Aanchal Budhiraja,
Advocates with the appellant in person.

versus

PROMILA

..... Respondent

Through: Mr. R.S. Sahni, Advocate.

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE ASHA MENON

ORDER

% **18.12.2019**

MAT.APP.(F.C.) 302/2019, C.M. No. 50762/2019 (by the appellant for stay) and C.M. No. 50764/2019 (by the appellant for condonation of delay of 84 days in filing the appeal)

1. Learned counsel for the appellant/husband states on instructions that his client has deposited a sum of Rs.6,03,000/- in the bank account of the respondent/wife, which fact is confirmed by learned counsel for the respondent/wife, who states that after adjusting the said amount, the arrears of maintenance payable by the appellant/husband @ Rs.32,000/- per month to the respondent/wife and the minor child in her care and custody, with effect from July, 2017 to July, 2019, comes to Rs.8,32,000/-. This means that the appellant/husband has still to pay a sum of Rs.2,29,000/- for clearing the arrears upto July, 2019. As for the period between August to December, 2019, learned counsel for the respondent/wife states no amount has been paid so far.

MAT.APP.(F.C.) 302/2019

Page 1 of 3



2. At this stage, learned counsel for the appellant/husband states that the sum of Rs.6,03,000/- deposited in the account of the respondent/wife includes the monthly maintenance calculated @ Rs.20,000/- per month from August to November, 2019, in terms of the order dated 25.11.2019 and litigation expenses of Rs.11,000/-.

3. If Rs.91,000/- (Rs. 20,000 x 4 months + Rs. 11,000/-) is deducted from Rs.6,03,000/-, then the appellant/husband is required to pay a sum of Rs.5,12,000/- to the other side towards arrears of maintenance, which are to be cleared in terms of the impugned order, in six equal monthly instalments effective from August, 2019. The appellant is thus required to pay the instalments for two months i.e. December, 2019 and January, 2020.

4. Learned counsel for the appellant/husband states that for the sake of clarity he may be permitted to file an affidavit and place on record the amounts paid and amounts due and payable to the respondent/wife in terms of the impugned order. As the same is ready, the said affidavit shall be filed in the course of the day with a copy to counsel for the respondent/wife.

5. Learned counsel for the respondent/wife submits that the three years old minor child of the parties has to be admitted in school in the coming academic session, for which certain documents are required to be provided by the appellant/husband. He hands over a list of the said documents to learned counsel for the appellant/husband.

6. The appellant/husband is present in court and undertakes that all the six documents as required, shall be furnished to the respondent/wife on or before 22.12.2019.



7. List on 23.12.2019, to await compliance.

HIMA KOHLI, J

ASHA MENON, J

DECEMBER 18, 2019

Ap/a

MAT.APP.(F.C.) 302/2019

Page 3 of 3