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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.REV.P. 1018/2024 & CRL.M.A. 23914/2024 CRL.M.A. 23915/2024**

AMIR KADRI ALIAS AMIR KHANPetitioner
Through: Mr.____, Advocate with petitioner in person.

versus

ZEBA AHMED & ANR.Respondents
Through:

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

% **ORDER**
13.08.2024

1. The present criminal revision petition under Section 397 Cr.P.C. has been filed by petitioner assailing the order dated 29th May, 2024 passed by the learned Judge, Family Court-2, Shahdara District, Karkardooma Courts in MT Case No. 396/2023, filed under Section 125 Cr.P.C. by respondent/wife.
2. By the impugned order, interim maintenance to the tune of Rs.1,00,000/- per month was awarded in favour of respondent No.1, i.e., wife and Rs.15,000/- per month in favour of respondent No.2, i.e., the child, who is about four years of age.
3. Learned counsel appearing on behalf of petitioner states that the estimated income of petitioner is assessed @ Rs.5,00,000/- per month in the impugned order, which is inaccurate and not based on the data that was there before Family Court.



4. Learned counsel for petitioner further states that assessment has been made on a summary and cursory basis considering that Income & Expenditure affidavit of petitioner stated that his income was Rs.35,000/- per month as also reflected in the Income Tax Returns so filed.
5. Considering the facts and circumstances, subject to petitioner paying Rs.2,00,000/- i.e., Rs.1,00,000/- to respondents through respondent No.1 wife before 30th August,2024 and another Rs.1,00,000/- before 15th September, 2024, notice of the petition along with accompanying applications be issued to the respondents through all permissible modes, including e-mail etc., on taking steps by petitioner, returnable before this Court on 25th September, 2024.
6. The amount so paid to respondents shall be subject to adjustment in the final assessment of maintenance.
7. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 13, 2024
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