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

+ CRL.REV.P.(MAT.) 111/2024 CRL.M.A. 35352/2024 CRL.M.A.  
35353/2024 CRL.M.A. 35354/2024 CRL.M.A. 35355/2024

MANISH JAIN

.....Petitioners

Through: Mr. Parminder Sing Goindi, Adv.

versus

USHA & ORS.

.....Respondents

Through:

**CORAM:**

**HON'BLE MR. JUSTICE ANISH DAYAL**

**ORDER**

% **26.11.2024**

**CRL.M.A. 35353/2024 (Exemption)**

1. Allowed, subject to all just exceptions.
2. Application is accordingly disposed of.

**CRL.M.A. 35354/2024 (condonation of delay)**

1. This application has been filed seeking condonation of delay of 6 days in filing the appeal.
2. In view of the reasons stated in the application, the delay of 6 days is condoned.

3. Application is accordingly disposed of.

**CRL.M.A. 35355/2024 (condonation of delay)**

1. This application has been filed seeking condonation of delay of 4 days in re-filing the appeal.



2. In view of the reasons stated in the application, the delay of 4 days is condoned.

3. Application is accordingly disposed of.

**CRL.REV.P.(MAT.) 111/2024 along with CRL.M.A. 35352/2024**

1. This revision petition has been filed, impugning the order dated 09<sup>th</sup> August 2024, passed by Principal Judge, Family Courts, North East, Karkardooma Courts, in MT. Case no. 261/2021.

2. By this impugned order, final maintenance at Rs. 24,000/- was granted, being, a total of Rs. 8,000/- to the wife and Rs. 8,000/- each, to the two minor children, who are being taken care of by wife.

3. Counsel for petitioner states that, not only is his monthly income, Rs. 28,000/-, but also, he is staying at a rented property, whereas, the wife and the children are staying in a property owned by him. This aspect has also been accounted for, in the impugned order.

4. Further, he has raised issues relating to the earlier marriage of the wife and that the divorce was taken from the previous husband, only subsequent to the marriage with the petitioner, without disclosing it to the petitioner. The interim maintenance which was granted, in favour of wife and the children, was Rs. 7,500/- per month.

5. Notwithstanding that this aspect has been taken care of in the impugned order, considering the testimonies and the documents which have been accounted for in the impugned order, at this stage, petitioner undertakes to pay Rs. 16,000/- towards the maintenance of the two children.

6. These amounts of Rs. 16,000/- will continue to be paid regularly. In addition all the arrears relatable to Rs. 16,000/- shall be cleared up by petitioner in equal instalments in the next three months by petitioner.



7. Basis this undertaking, notice is issued to the respondents, on steps being taken by the petitioner through all permissible modes including email, etc., returnable on 12<sup>th</sup> March, 2025.
8. In the meantime, subject to full compliance of the undertaking above, the operation of the impugned order shall remain stayed till the next date of hearing.
9. Order be uploaded on the website of this Court.

**ANISH DAYAL, J**

**NOVEMBER 26, 2024/RK**

*Click here to check corrigendum, if any*