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

+ **CRL.M.C. 8910/2025**

RADHE SHYAM ROY

.....Petitioner

Through: Mr. Sanjay Sharawat, Sr. Advocate
with Mr. Mayank Manish, Mr.
Ravi Kant, Mr. Vineet Upadhyay,
Mr. Jayant Dubey and Mr. Ayush
Anand, Advocates

versus

KALPANA KUMARI

.....Respondent

Through: Mr. Keshav Raj, Mr. Rishav Raj
and Mr. Bhanu Tyagi, Advocates
(VC)

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **16.01.2026**

CRL.M.A. 1606/2026 (Stay) & CRL.M.C. 8910/2025

1. This application has been by the petitioner-husband filed seeking stay of *ad interim* maintenance granted to the respondent-wife by the Family Court, South District, Saket Courts, Delhi, *vide* orders dated 08.08.2024 [in Maintenance Case No. 164/2024] and 02.12.2024 [in EX Crl. No. 186/2024].

2. After some hearing, Mr. Sanjay Sharawat, learned Senior Counsel for the petitioner, and Mr. Keshav Raj, learned counsel for the respondent, agree that the captioned petition itself may be taken on board and disposed of, with liberty to the parties to raise all their rights and contentions with regard to the quantum of interim maintenance before the

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Family Court. The learned Family Court shall decide the issue in accordance with law, without being influenced in any manner by the quantum of *ad interim* maintenance fixed by the impugned orders.

3. I am informed that the maintenance petition is next listed before the Family Court on 11.12.2026. The parties shall appear before the Family Court on the said date.

4. In the meanwhile, the proceedings for execution of the order of *ad interim* maintenance are in progress and are next listed on 30.01.2026. In order to enable the parties to argue the case of interim maintenance on merits, it is directed that the execution proceedings shall be deferred to be heard alongwith the proceedings for interim maintenance, subject to the deposit of an amount of Rs.5,00,000/- by the petitioner by 30.01.2026 and a further sum of Rs.5,00,000/- by 14.02.2026.

5. With the consent of learned counsel for the parties, the captioned petition is taken on board and stands disposed of, alongwith the pending applications, in the aforesaid terms.

6. The next date of hearing, i.e., 07.05.2026, stands cancelled.

PRATEEK JALAN, J

JANUARY 16, 2026

Dy/JM/