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

+ **CRL.REV.P.(MAT.) 27/2025 & CRL.M.A. 1801/2025**

RUCHI GUPTA & ORS.

.....Petitioners

Through: Ms. Niharika Ahluwalia and Mr.
Arpit Sharma, Adv.

versus

SHALIGRAM PRASAD GUPTA

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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22.01.2025

CRL.M.A. 1802/2025 (exemption)

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

CRL.REV.P.(MAT.) 27/2025

3. The present petition has been filed against impugned order dated 20.09.2024 passed by the learned Judge, Family Court, East District, Karkardooma Courts, Delhi in MT. Case No. 479/2022 titled as “***Ruchi Gupta & Ors. vs. Shaligram Prasad Gupta***” whereby the learned Judge, Family Court has directed respondent to pay an amount of Rs.8,500/- per month as interim maintenance to each of petitioners from the date of filing of application by the petitioners under Section 125 CrPC, till the disposal of the main petition.
4. The learned counsel appearing on behalf of the petitioner submits that



the respondent is working with Sahara India and besides that he has other multiple ventures.

5. Elaborating further, she submits that the respondent owns a proprietorship concern by the name of Creative High and is also a promoter of First Secret Pvt. Ltd. She submits that besides getting salary from Sahara India, the respondent also has income from the said two entities.

6. In support of her submission she has invited attention of the Court to the bank statement which has been placed on record by the respondent alongwith his income affidavit before the learned Trial Court. The attention has been drawn to some of the entries which indicates that besides drawing salary from Sahara India, the petitioner has also received credits from Creative High, a proprietorship concern, as well as, from First Secret Pvt. Ltd. Such entries are at S. No. 16, 24, 31, 38 and 66 in the bank statement annexed as Annexure-P/2 to the present petition.

7. She further submits that the respondent has placed on record the statement of account pertaining only to one of his bank accounts whereas to the knowledge of the petitioner, the respondent also maintains five more accounts, details of which have been enumerated in ground (D) of the present petition. She further submits that the petitioner no.1 (wife) has never worked after marriage and the petitioners are solely dependent on the maintenance to be paid to them by the respondent.

8. She submits that the petitioner no.3, who is the son of the parties suffers from medical condition namely, PANDAS (Pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections), which is an autoimmune disease and the monthly expenditure incurred by the petitioner on that account comes approx. to Rs.10,000/- per month.



9. She submits that the learned Judge, Family Court has awarded maintenance only on the basis of admission of the respondent to the effect that he has monthly income of Rs.50,000/- and has not adverted to the various other factors noted herein above.

10. In view of the above, issue notice to the respondent by all permissible modes, returnable on 30.04.2025.

VIKAS MAHAJAN, J

JANUARY 22, 2025
N.S. ASWAL