

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

205 CRIMINAL WRIT PETITION NO. 538 OF 2026

**SAGAR BHAGWAN GIRI
VERSUS
GEETA SAGAR GIRI AND OTHERS**

...
Advocate for the Petitioner : Mr. A.M. Nagarkar h/f Mr. Pradeep V.
Ambade
Advocate for Respondent No. 1 : Mr. Thorat R. D. Thorat R. D. For
R/1
APP for Respondents-State : Mr. R.K. Ingole
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**CORAM : MEHROZ K. PATHAN, J.
DATE : 07.05.2026.**

PER COURT :

1. The learned Counsel Mr. Nagarkar h/f Mr. Ambade for the petitioner submits that pursuance to the order dated 30.04.2026, the petitioner has deposited an amount of Rs. 50,000/- to show his bonafides. A Copy of the said order is placed on record and is marked as "X" for identification.

2. The present petition challenges the order dated 23.09.2025 granting interim maintenance to the wife i.e. Rs. 5,000/- p.m., from the date of filing of the application and the order passed by the learned Additional Sessions Judge, Aurangabad, whereby the appeal filed by the petitioner came to be dismissed thereby

confirming the order dated 23.09.2025.

3. The petitioner has shown his bonafides by depositing an amount of Rs. 50,000/-, hence, I am inclined to pass following order :

ORDER

(i) Issue notice to the respondents, returnable on 24/06/2026.

(ii) The learned Counsel Mr. Thorat, waives service on behalf of respondent No. 1

(iii) The respondent No. 1 wife is permitted to withdraw the amount of Rs. 50,000/- deposited by the petitioner towards maintenance by filing appropriate application.

(iv) In the meanwhile, there shall be ad-interim relief in terms of prayer Clause (D), which reads as under :

“(D) Pending hearing and final disposal of this Writ Petition execution, implementation and operation of order dated 23.09.2025 passed by the learned J.M.F.C. (Court No. 13) Aurangabad in PWDVA Application No. 298 of 2024 i.e. further proceeding of PWDVA Execution No. 07 of 2026 pending before 13th J.M.F.C. Aurangabad may kindly be stayed”.

(MEHROZ K. PATHAN, J.)