

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

D.B. Civil Miscellaneous Appeal No. 2293/2026

CNR: RJHC010616052026

URN: CMA / 5125U / 2026

Aarav Parihar S/o Shri Om Prakash Parihar, Aged About 30 Years,
R/o Near Golden Park 3, New SCW High School, Pratapchali
Road, Deessa, District Banaskantha, Gujarat. (Husband)

----Appellant

Versus

Panini Solanki D/o Babulal, W/o Aarab Parihar, R/o Adinath
Nagar, College Road, Shivganj, District Sirohi, Rajasthan. (Wife)

----Respondent

Connected With

D.B. Civil Miscellaneous Appeal No. 2305/2026

CNR: RJHC010616002026

URN: CMA / 5139U / 2026

Aarav Parihar S/o Shri Om Prakash Parihar, Aged About 30 Years,
R/o Near Golden Park 3, New Scw High School, Pratapchali Road,
Deesa, District Banaskantha, Gujarat. (Husband)

----Appellant

Versus

Panini Solanki D/o Babulal, W/o Aarab Parihar, R/o Adinath
Nagar, College Road, Shivganj, District Sirohi, Rajasthan. (Wife)

----Respondent

For Appellant(s) : Mr. Sanjay Nahar

For Respondent(s) : --

HON'BLE MR. JUSTICE MUNNURI LAXMAN

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

14/07/2026

In D.B. Civil Miscellaneous Appeal No. 2293/2026:

1. Heard on the interim stay application.

2. Learned counsel appearing on behalf of the petitioner submits that there was a settlement between the parties outside the Court prior to the institution of the present proceedings and, as per the settlement, both the parties agreed that they shall obtain a mutual divorce. The gold ornaments were also returned, and an amount of Rs.3,75,000/- was also agreed to be paid towards permanent settlement of the maintenance claim. The same was also admitted in the evidence. It is also his contention that, during the pendency of the proceedings, interim maintenance of only Rs.7,500/- per month was granted. However, by way of permanent alimony, a fixed amount of Rs.20,00,000/- or monthly payment of Rs.20,000/- was ordered, which is disproportionate, having regard to the financial capacity of the petitioner, as the petitioner is working only in the business run by his father and does not have any sufficient source of income.

3. The impugned decree dated 07.04.2026 shows that there is an admission regarding the payment of money in terms of the settlement. However, such settlement is claimed to have been obtained under coercion. It is also a fact that, during the pendency of the proceedings, she was granted only Rs.7,500/- per month, which was never challenged.

4. Considering the same, there shall be a stay of the impugned decree dated 07.04.2026, subject to the petitioner paying Rs.10,000/- per month or depositing Rs.10,00,000/-, which is 50% of the permanent alimony, whichever is advantageous to the petitioner.

5. It is made clear that the monthly maintenance shall be paid on or before the 5th of every succeeding month from the date of

the decree. Arrears, if any, shall be paid within a period of two months and if the petitioner chooses to deposit the permanent alimony of Rs.10,00,000/- as ordered by this Court, he shall deposit such amount within a period of two months from today.

6. On such compliance, the impugned order dated 07.04.2026 shall remain stayed.

7. Admit.

8. Issue notice to the sole respondent, returnable within a period of four weeks.

9. List the matter on **18.08.2026**.

10. Call for the record.

In D.B. Civil Miscellaneous Appeal No. 2305/2026:

Admit.

Issue notice to the sole respondent of the application filed under Section 5 of the Limitation Act, returnable within a period of four weeks.

List the matter on **18.08.2026**.

Call for the record.

(ANUROOP SINGHI),J

(MUNNURI LAXMAN),J