



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL REVISION No. - 6251 of 2025

Chandragupt Maurya

.....Revisionist(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Revisionist(s)	:	Nitin Kumar Srivastava
Counsel for Opposite Party(s)	:	G.A.

Court No. - 85

HON'BLE MADAN PAL SINGH, J.

1. Heard Sri Nitin Kumar Srivastava, learned counsel for the revisionist and learned AGA for the State.
2. This criminal revision has been filed by the revisionist with prayer to set aside the impugned judgment and order dated 27.08.2025 passed by the Principal Judge, Family Court, Fatehpur in Criminal Case No. 666 of 2022 (Arti Devi Vs. Chandragupta Maurya), under Section 125 Cr.P.C., whereby the revisionist has been directed to pay Rs.20,000/- per month to the opposite party no.2 from the date of impugned order as maintenance.
- 3.The sole contention of learned counsel for the revisionist is that the maintenance amount of Rs. 20,000/- awarded from the date of the impugned order is highly excessive and exorbitant, particularly when the revisionist has no source of income and has been terminated from his job. A copy of the termination letter has been appended at page no. 88 of the present revision. Learned counsel for the revisionist further submits that the trial court has arbitrarily presumed the income of the revisionist merely on the basis of his B.Tech degree, which is contrary to the law laid down by the Hon'ble Apex Court in **Rajnish v. Neha and Another, (2021) 2 SCC 324**.
4. Matter requires consideration.
5. Issue notice to the opposite party no.2 returnable at an early date. Steps be taken within one week.
6. Learned counsel for the opposite parties may file their counter affidavit within three weeks. Rejoinder affidavit, if any, may be filed within one week thereafter.

7. Put up on 17.02.2026 as fresh.

8. Till the next date of listing, effect and operation of the order dated 27.08.2025 passed by the Principal Judge, Family Court, Fatehpur in Criminal Case No. 666 of 2022 (Arti Devi Vs. Chandragupta Maurya), under Section 125 Cr.P.C., shall remain stayed provided the revisionist shall continue to pay the monthly maintenance allowances of Rs. 10,000/- per month to the opposite party no.2.

9. In case of default by the revisionist, interim protection granted shall automatically stands vacated

January 7, 2026

Akbar

(Madan Pal Singh,J.)