

25.11.2025
Item No.18
Ct. No. 34
nb

CRR 2919 of 2025

In the matter of: **Dewan Mohammad Mostafa Shamim.**

..... petitioner.

Mr. Jayanta Narayan Chatterjee,

Mr. Pronojit Roy,

.....For the Petitioner.

Mr. Satyam Mukherjee,

Mr. Saibal Rakshit,

..... for the O.P. No.2.

1. The issue involved in this matter as assailed before this Court pertains to the quantum of arrear amount deposited as was directed to be paid by the learned Court towards maintenance in favour of the present opposite parties.
2. The case has a chequered history and on various occasion, orders were passed in connection with two different proceeding under Section 125 of the Code of Criminal Procedure as well as under the provision of Protection of Women from Domestic Violence Act by the learned Trial Court as well the co-ordinate Bench of this Court. The points boils down to the fact that according to the petitioner an amount of Rs.4,40,000/- has been paid, which is required to be adjusted when the specific claim of the opposite party no.2 is that Rs.9,00,000/- due as on date.
3. Learned counsel draws the attention of this Court to the chart prepared by them and filed before this Court in excel sheet. However, this court is of the view that the statement of account must be placed before this Court in proper amount by way of

affidavit by both the parties in order to mitigate the issue arises regarding quantum of maintenance.

4. Accordingly, both the parties are directed to file their respective statement of accounts within seven days and the matter be listed before the Regular Bench in the Monthly List of December 2025.
5. Learned counsel for the opposite parties raised no such objection in support to the contention that the petitioner to pay with the current amount.
6. In view of the above, let there be stay of execution proceeding pending before the learned Court till January 15, 2026 or until further order. If the petitioner fail to pay, the stay will be vacated automatically without any interference of this Court.
7. All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

(CHAITALI CHATTERJEE (DAS), J.)