

**CRR 1829 of 2021
With
CRAN 1 OF 2021**

In re : An application under Section 482 of the Code of Criminal Procedure, 1973.

In the matter of : **Ujjaval Vinod Saraf**

..... petitioner

**Ms. Debasish Roy
Mr. A. Ganguly
Mr. Shamser Ali
Mr. Arkadeb Bhattacharya**

.....For the petitioner

**Mr. Phiroj Edulji
Mr. Suman Ghosh
Md. Kasim Warsi
Md. Rahim Waris**

....For the opposite party

It appears that an order of interim maintenance was passed by the learned Additional Principal Judge, Family Court, Kolkata in a proceeding under Section 125 of the Code of Criminal Procedure, 1973, giving a direction upon the husband/petitioner to pay maintenance of Rs.2,00,000/- per month to the opposite party/wife along with a direction to pay additional sum of Rs.1,00,000/- per month to clear the arrear maintenance calculated from the date of filing of the application.

I am of the opinion that since the maintenance application is to be disposed of finally on merit, no useful purpose will be served by keeping the revisional application pending.

The revisional application is disposed of with a direction upon the learned Additional Principal Judge, Family Court, Kolkata to dispose of the proceeding under Section 125 of the Code of Criminal Procedure, 1973, preferably, within a period of

six months from date without granting any unnecessary adjournments to either of the parties.

It is, however, made clear that the petitioner will go on making payment of regular maintenance as directed by the learned Judge by his order dated February 23, 2021. The direction to pay the arrear maintenance shall remain stayed till the disposal of the application for maintenance.

The learned Judge will decide the prayer for maintenance finally in the light of the judgment reported at **(2021) 2 SCC 324 (Rajnish Vs. Neha)**.

The application being **CRR 1829 of 2021** is, thus, disposed of.

In view of the above, the connected application being **CRAN 1 of 2021** is also disposed of accordingly.

All parties shall act upon the server copy of this order duly downloaded from the official website of this Court.

(Kausik Chanda, J.)