

11.10.2021

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 2701 OF 2019

Ravi s/o. Shivdular Singh

.....Petitioner

V/s.

The State of Maharashtra

and Ors.

.....Respondents

Mr. Amit Dubey i/by. Mr. A.M. Saraogi, Advocate
for the petitioner.

Mr. A.R. Patil, APP for State-respondent no.1.

Mr. Aditya Pratap, Advocate for respondent no.2.

CORAM : SANDEEP K. SHINDE, J.

Monday, 11th October, 2021.

P.C. :

1. Heard.
2. Interim order granting maintenance to the wife passed by the Magistrate, 69th Court, Mazgaon, Mumbai was challenged in Criminal Appeal

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No.192/23018. The Appellate Court dismissed the Appeal on 3rd April, 2019. Against this order, the petitioner-original respondent has filed this Writ Petition. On 13th September, 2021, the petitioner was directed to verify the arrears of maintenance due and payable to his wife as granted by the learned Magistrate on 9th March, 2018. The learned Counsel for the petitioner submits that, he could not establish contact with the petitioner. On the other hand, the learned Counsel appearing for the respondents, on instructions, submits that, as on today, arrears are around Rs.13,50,000/-. It is further submitted that the learned Magistrate has issued warrant of attachment to recover the arrears of maintenance. The statement is accepted.

3. In view of the facts of the case, I am not inclined to interfere with the orders passed by the Courts below. The petition is dismissed.

(SANDEEP K. SHINDE, J.)