

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 2242 OF 2022
IN
FAMILY COURT APPEAL NO. 97 OF 2015**

Sheela Surendrakumar Maurya .. Applicant

In the matter between

Surendrakumar L Maurya ... Appellant /
Orig. Petitioner

Versus

Sheela Surendrakumar Maurya .. Respondent

Mr. Reshant Shah i/b M/s Lex Consiller for the Appellant.

**CORAM: A. A. SAYED &
ABHAY AHUJA, JJ.**

DATE : 12th APRIL 2022

P.C. :-

1. Learned Counsel for the Applicant-wife is not present.
2. The Applicant-wife has sought action for contempt against the Appellant-husband alleging breach of order dated 22nd June 2017 in Civil Application No. 170 of 2016. By the said order, the Appellant-husband is directed to pay maintenance of Rs. 10,000/- per month to the Applicant-wife and maintenance of the flat in which the Applicant-wife is residing.

3. Learned Counsel for the Appellant-husband candidly states that the monthly maintenance of Rs. 10,000/- and maintenance and taxes of the flat has been paid only upto March 2019. Learned Counsel for the Appellant-husband states that the Appellant-husband is a Dentist by profession and had suffered financially because of pandemic. The learned Counsel submits that the Respondent-husband is ready and willing to pay the amount as directed by the order dated 22nd June 2017. The learned Counsel has pointed out the averments in the Affidavit-in-Reply of the Appellant-husband wherein he has made grievances in respect of the conduct of the Applicant-wife.

4. Having heard learned Counsel for the Appellant-husband, we pass the following order.

ORDER

- (i) We direct the Appellant-husband to clear the arrears of maintenance of Rs. 10,000/- per month and maintenance of the flat and taxes of the flat payable to the Applicant-wife as directed by order dated 22nd June 2017 in 4 equal monthly installments. The

Appellant-husband shall henceforth pay the amounts as directed by order dated 22nd June 2017 regularly to the Applicant-wife.

(ii) The Advocate for the Applicant-wife shall communicate details of the bank account of the Applicant-wife to the Advocate for the Appellant-husband.

(iii) The Appellant-husband shall pay the amounts as directed by the order dated 22nd June 2017 directly in the bank account of the Applicant-wife by RTGS/NEFT on or before 10th day of each month.

(iv) This order shall be communicated by the Advocate for Appellant-husband to the Advocate for the Applicant-wife.

5. The Interim Application to stand disposed of in the aforesaid terms. In the event of non-compliance of this order by the Appellant-husband and if the Applicant-wife is required to approach the Court again for non-compliance, the Court may be inclined to take a serious view of the matter.

Digitally
signed by
YUGANDHARA
SHARAD
PATIL
Date:
2022.04.21
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(ABHAY AHUJA, J.)

(A. A. SAYED, J.)