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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CRL.REV.P. 283/2023 & CRL.M.A. 7050/2023,
CRL.M.A. 7051/2023

SH BHAWNATH CHAUDHARYPetitioner
Through: None.

versus

SMT BINDU CHAUDHARY AND ANRRespondents
Through: Mr. Jitender Bhardwaj,
Adv. (through VC)

CORAM:
HON'BLE MR. JUSTICE AMIT MAHAJAN

% **ORDER**
09.09.2024

1. None appears for the petitioner.
2. The present petition was filed challenging the order dated 09.02.2022 passed by the learned Judge, Family Court, North-West District, Delhi, pursuant to which the learned Family Judge had granted *ad interim* maintenance of ₹15,000/- per month in favour of the respondent.
3. The impugned order was passed in the presence of the petitioner.
4. The present petition is filed with an inordinate delay of 368 days. The only reason mentioned is that the petitioner had gone to his native village to take care of his mother.
5. Admittedly, the petitioner was aware of the impugned order and still did not challenge the same within the period of limitation. Even otherwise, the impugned order is only an *ad interim* order and no petition under Section 397/401 of the Code of Criminal Procedure, 1973 (**CrPC**) is maintainable against an



interlocutory order.

6. The status of the proceedings before the learned Trial Court pursuant to passing of the impugned order is also not clear.

7. Considering the aforesaid, the present petition is dismissed. Pending application(s) also stand disposed of.

AMIT MAHAJAN, J

SEPTEMBER 9, 2024

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