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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CRL.REV.P. 365/2021**

AKBAR HUSSAINI

.....Petitioner

Through: Mr.Ankur Sinha, Adv.

versus

MST. SHIREEN NAQVI & ANR.

.....Respondents

Through: Mr. Shivom Garg, Advocate

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

26.09.2024

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Present petition has been filed challenging the order dated 10.12.2020 vide which the interim maintenance in the sum of Rs.10,000/- per month to the respondent wife and Rs.5000/- per month to the respondent child has been granted by the learned trial court.

At the outset, it has been observed that the learned Judge, Family Court, South East, Saket Courts has not given any reason for reaching to the figure of Rs.15,000/-. Any judicial order without reason can stand the scrutiny and is liable to be set aside. Hence, without going into the merits of the case, the order dated 10.12.2020 is set aside and the matter is remanded back to the learned Judge, Family Court, South East, Saket Courts, New Delhi.

In *Kranti Associates Pvt. Ltd. & Anr. v. Masood Ahmed Khan & Ors.* (2010) 9 SCC 496, the Supreme Court reiterated that every judicial or quasi-



judicial order must provide reasons to ensure that justice is not only done but is seen to be done. The absence of reasons could lead to arbitrariness, and thus, judgments without reasons are liable to be set aside.

Learned Judge, Family Court, South East, Saket Courts is directed to reconsider the matter for the interim maintenance taking into account the entire material on record and pass an order in accordance with the law. learned Judge, Family Court, South East, Saket Courts is requested to consider and decide the interim maintenance expeditiously without any delay.

However, it is made clear that this court has not gone into the merits of the case and no expression made herein shall tantamount to be an expression on the merits of the case.

The petition along with all the pending applications stands disposed of.

DINESH KUMAR SHARMA, J

SEPTEMBER 26, 2024

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