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

\# **CNR No. DLHC010441252025**

\+ CONT.CAS(C) 1029/2025

SHALU JAIN .....Petitioner

Through: Mr. Goswami and Mr. Devansh dua, Advocates.

versus

VINAY JAIN .....Respondent

Through: Mr. Rishi Pal Singh, Ms. Radha Rani, Manasi Goswami, Mr. Dinesh Kumar, Advocates.

CORAM:
HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

O R D E R

% 17.11.2026

1. Contempt Petition under Sections 2(B) and 12 read with Section 10 of the Contempt of Courts Act read with Article 215 of the Constitution of India, has been filed on behalf of the Petitioner for violation of the Order dated 22.01.2025 of learned Judge, Family Court, Rohini Court, Delhi in MT. No. 723/2023 by which, an Ad-interim maintenance of Rs.20,000/- per month was directed to be paid to the wife, from the date of filing of the Petition.

2. The Petitioner has claimed that despite repeated directions of the learned Family Court, the Respondent/Contemnor has failed to file his Affidavit of Income and Assets, in terms of the Judgment of the Hon'ble Supreme Court of India in *Rajneesh vs. Neha* along with the proper documents. It is claimed that the inaction of the Contemnor in not

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implementing the Judgment, is a clear blatant disobedience and defiance of the Order dated 22.01.2025. Therefore, the action be taken against the Respondent for willful disobedience of the Order of the Court.

3. **The Compliance Affidavit has been filed on behalf of the Respondent** wherein it has been explained that in MT No. 723/2023, the final Order dated 31.08.2026 has been passed awarding monthly maintenance of Rs.35,000/- to the minor son/Respondent No. 2, Master Vishal Jain, from the date of filing of the Application i.e. 20.11.2023. No maintenance has been granted to the wife/the Petitioner. CRL. REV. P. (MAT) No. 619/2026 was filed. *Vide* Interim Order dated 12.10.2026, this Court had permitted payment of arrears of maintenance in installments over a period of six months, while entertaining the limited issue regarding the direct payment of School fee of the minor son.

4. The Respondent states that the School fee has been paid directly till 20.11.2026. The gross interim Maintenance works out to Rs.12,60,000/- @ Rs.35,000/- per month. Against this gross liability, the Respondent has already paid Rs.7,87,315/- from 17.03.2025 till 02.11.2026. The total fee of Rs.59,633/- (comprising seven installments of Rs.8,519/- each) has been paid directly between November 2023 to May, 2024 for the son's education at Ryan International School, Kandivali, Mumbai.

5. The PPF Account of the Petitioner, has balance of Rs.3,41,515/-, which was contributed by the Respondent exclusively, after his personal earnings *vide* the Joint Account between April 2021 to March, 2023.

6. After making adjustment of all the amounts that have been paid, there remains an arrear of Rs.4,72,685/-, which the Respondent undertakes to pay in five monthly installments from November, 2026 till March, 31, 2027. In

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addition, the Respondent states that he undertakes to regularly remit the monthly maintenance of Rs.35,000/-, without default. It is also submitted that his mother is a senior citizen, who is battling cancer and he has 86 year old grandfather.

Submissions heard and the record perused.

7. From the Compliance Affidavit, it is evident that there is no willful or contumacious default in making payment of the maintenance amount as adjudicated by the Court. In any case, a Final Order of Maintenance, has been passed on 31.08.2026.

8. The Respondent has undertaken to abide by the Order and to clear the arrears by March 2027. In case, the Respondent defaults in making the payment of the arrears or of future maintenance, the Petitioner is at liberty to seek the relief by filing the Execution Petition.

9. In view of the aforesaid, no further action is merited in the present Contempt Petition and the same is disposed of.

NEENA BANSAL KRISHNA, J

NOVEMBER 17, 2026/RS

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