2026:AHC:209160

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL REVISION No. - 4765 of 2026

Yasir Arafat

.....Revisionist(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Revisionist(s)	:	Shabana Nizam
Counsel for Opposite Party(s)	:	G.A.

Court No. - 83

HON'BLE PRAVEEN KUMAR GIRI, J.

1. Heard Ms. Shabana Nizam, learned counsel for the revisionist, and learned A.G.A. for the State.

2. Learned counsel for the revisionist submits that the present criminal revision has been filed seeking relief as mentioned in the prayer clause. The prayer clause is delineated below:-

> *"It is, therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased to allow the revision and set aside the impugned order dated 26.02.2026 passed by Additional Principal Judge, Family Court, 3rd, Jaunpur in Maintenance No. 1061 of 2019 (Yasmeen Bano Vs. Yasir Arafat) under section 125 Cr.P.C.*
>
> *It is further prayed that this Hon'ble Court may kindly be pleased to stay the effect and operation of the judgment and order dated impugned order dated 26.02.2026 passed by Additional Principal Judge, Family Court, 3rd, Jaunpur in Maintenance No. 1061 of 2019 (Yasmeen Bano Vs. Yasir Arafat) under section 125 Cr.P.C.*
>
> *And/or pass such and further order as this Hon'ble Court may deem fit and proper under the circumstances of the case."*

3. Learned counsel for the revisionist submits that the revisionist does not want to press this revision on merits and is ready to pay arrears of maintenance as well at the regular monthly maintenance in compliance with the order dated 26.02.2026. She further submits that the arrears of

maintenance are more than Rs.2,50,000/-, therefore, the revisionist may be permitted to pay the same in twenty easy monthly installments.

4. On the request of learned counsel for the revisionist and in the interest of justice, the Additional Principal Judge, Family Court No. 3, Jaunpur, is directed to permit the revisionist to pay the arrears of maintenance up to October, 2026 in twenty easy monthly installments. The revisionist shall also continue to pay the regular monthly maintenance of Rs.3,000/- until the same is modified by any competent court of law.

5. It is further directed that in case the revisionist fails to pay the regular monthly maintenance or any of the aforesaid monthly installments towards the arrears of maintenance, the Trial Court may proceed in accordance with law, including attachment of the property of the revisionist. In case the revisionist has no property or the property is found insufficient to satisfy the arrears of maintenance as well as regular monthly maintenance, and the revisionist still fails or refuses to pay the arrears as well as the regular monthly maintenance, the Trial Court may proceed in accordance with Section 125(3) Cr.P.C./144(3) of the BNSS and send the revisionist in civil imprisonment for each month's default or until the payment if sooner made.

6. With the aforesaid observations and directions, this revision is disposed of.

(Praveen Kumar Giri,J.)

October 6, 2026
DKS

Digitally signed by :-
DEEPAK KUMAR SRIVASTWA
High Court of Judicature at Allahabad