

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____ OF 2023
(SLP Cr1.) No(s). 9592 of 2023)

RICHA DEVI

APPELLANT(S)

VERSUS

GAUTAM KR PANDEY @ GAUTAM PANDEY

RESPONDENT(S)

O R D E R

Leave granted.

2. As per the office report, service of show cause notice is complete on the respondent. No one has put in appearance on behalf of the respondent.

3. We have perused the impugned order dated 21st December, 2022 passed by the High Court of Jharkhand whereby the maintenance amount of Rs. 5,000/ (Rupees Five Thousand), awarded by the Trial Court, is reduced to Rs. 1,000/- (Rupees One Thousand) per month. It is shocking that the maintenance amount has been so drastically reduced to a petty amount of Rs. 1,000/- (Rupees One Thousand) per month for a lady to maintain herself.

4. We find no justification for reduction of the said amount to such extreme lower limit.

5. We, accordingly, set aside the impugned order dated 21st December, 2022 passed by the High Court of Jharkhand and restore that of the Trial Court awarding Rs. 5,000/ (Rupees Five Thousand) per month as maintenance under Section 125 of the Code of Criminal Procedure, 1973.

6. The appeal is, accordingly, allowed

7. Pending application(s), if any, shall stand disposed of.

..... J.
[VIKRAM NATH]

..... J.
[AHSANUDDIN AMANULLAH]

NEW DELHI;
SEPTEMBER 15, 2023.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (CrI.) No(s). 9592/2023
(Arising out of impugned final judgment and order dated 21-12-2022
in CRR No. 159/2021 passed by the High Court of Jharkhand at
Ranchi)

RICHA DEVI

Petitioner(s)

VERSUS

GAUTAM KR PANDEY @ GAUTAM PANDEY

Respondent(s)

(IA No. 154378/2023 - EXEMPTION FROM FILING O.T.)

Date : 15-09-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAHFor Petitioner(s) Mr. Akshat Shrivastava, AOR
Mr. Satvic Mathur, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the signed
order.Pending application(s), if any, shall stand
disposed of.(SONIA BHASIN)
COURT MASTER (SH)(RANJANA SHAILEY)
COURT MASTER (NSH)

[Signed Order is placed on the file]